

Kelly Eugene Griffin - December 13, 2018

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

In Re:)	
)	Case No.
Kelly Eugene Griffin,)	2:18-bk-12063-MCW
)	
Debtor.)	Chapter 7
_____)	

RULE 2004 EXAMINATION OF KELLY EUGENE GRIFFIN

Phoenix, Arizona
December 13, 2018

By: Jody L. Lenschow, RMR, CRR
Certified Court Reporter
Certification No. 50192

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KELLY EUGENE GRIFFIN 12/13/2018		Page 2	10:12:11-10:12:39	Page 4
1	INDEX TO EXAMINATIONS		1	(Exhibit 1 through Exhibit 19, inclusive,
2	WITNESS	PAGE	2	were marked for identification.)
3	KELLY EUGENE GRIFFIN		3	
4	EXAMINATION BY MR. ANDERSON	4	4	KELLY EUGENE GRIFFIN,
5			5	called as a witness herein, having been first duly sworn
6	INDEX TO EXHIBITS		6	by the Certified Court Reporter to speak the truth and
7	NO. DESCRIPTION IDENTIFIED		7	nothing but the truth, was examined and testified as
8	Exhibit 1 Bankruptcy Statements and Schedules	14	8	follows:
9	Exhibit 2 September 2013 KEG bank statement	50	9	
10	Exhibit 3 9/18/13 check to Poundex	60	10	EXAMINATION
11	Exhibit 4 9/24/13 check to Superior	61	11	BY MR. ANDERSON:
12	Exhibit 5 9/19/13 check to Poundex	62	12	Q. Mr. Griffin, my name is Ryan Anderson. I am
13	Exhibit 6 (Not Utilized.)	--	13	the attorney for Peter Davis, who is the court-appointed
14	Exhibit 7 May 2014 KEG bank statement	63	14	receiver in the DenSco matter.
15	Exhibit 8 (Not Utilized.)	--	15	MR. ANDERSON: Counsel, can you please put
16	Exhibit 9 (Not Utilized.)	--	16	your appearance on the record?
17	Exhibit 10 (Not Utilized.)	--	17	MR. FINCH: Nathan Fitch on behalf of
18	Exhibit 11 (Not Utilized.)	--	18	Mr. Griffin.
19	Exhibit 12 (Not Utilized.)	--	19	BY MR. ANDERSON:
20	Exhibit 13 (Not Utilized.)	--	20	Q. And, Mr. Griffin, it is December 13th, which is
21	Exhibit 14 (Not Utilized.)	--	21	the time and date set for your 2004 exam in your
22	Exhibit 15 January 2015 KEG bank statement	67	22	personal bankruptcy case.
23	Exhibit 16 March 2015 KEG bank statement	69	23	As you can tell, we have a court reporter here,
24	Exhibit 17 3/13/15 check to CTS	72	24	who is going to be taking down everything that we say.
25	Exhibit 18 March 2017 KEG bank statement	73	25	Have you ever been deposed before?
	Exhibit 19 Simon Consulting Sources and Uses of Cash-Summary December 9, 2010 through March 31, 2018	76		
KELLY EUGENE GRIFFIN 12/13/2018		Page 3	10:12:49-10:13:48	Page 5
1	RULE 2004 EXAMINATION OF KELLY EUGENE GRIFFIN		1	A. No. What does that mean?
2	was taken on December 13, 2018, commencing at		2	Q. This is a deposition, where, basically, a
3	10:12 a.m., at the offices of GUTTILLA MURPHY ANDERSON,		3	lawyer is asking questions and the court reporter is
4	5415 E. High Street, Suite 200, Phoenix, Arizona, before		4	taking down what you say.
5	Jody L. Lenschow, RMR, CRR, Certified Reporter No. 50192		5	A. Not that I -- I don't think so.
6	for the State of Arizona.		6	Q. Okay. Well, just --
7			7	A. I mean I went bankrupt before, like 11 or 12
8	* * *		8	years ago, but I don't know if that -- I don't remember
9	APPEARANCES:		9	if I did it or not.
10	For the Receiver:		10	Q. Okay. Well, some basic ground rules. She's
11	GUTTILLA MURPHY ANDERSON		11	going to be taking down everything that we say.
12	By: Mr. Ryan W. Anderson		12	A. Okay.
13	5415 E. High Street		13	Q. So we need to make sure that we don't talk over
14	Suite 200		14	each other, because that's very difficult for the court
15	Phoenix, Arizona 85054		15	reporter to keep up with. And, also, we try to keep all
16	480-304-8300		16	of our answers to yes and nos, not uh-huhs and huh-uhs,
17	randerson@gamlaw.com		17	because those don't really translate well in a
18			18	transcript. If you need a break, let me know. We'll
19	For the Debtor:		19	take a break.
20	CATALYST LEGAL GROUP, P.L.L.C.		20	Do you have any questions before we start?
21	By: Mr. Nathan Finch		21	A. No.
22	1820 E. Ray Road		22	Q. Where do you live?
23	Chandler, Arizona 85225		23	A. 5949 East Larkspur, L-A-R-K-S-P-U-R, Drive.
24	602-456-2233		24	Q. Do you own that home; do you rent it?
25	nathan@catalyst.lawyer		25	A. No, my dad owns it.

<p>10:13:56-10:14:45</p> <p>Page 6</p> <p>1 Q. And you live with your parents? 2 A. Yeah. 3 Q. And what's your phone number? 4 A. (602) 762-2003. 5 Q. And do you have an e-mail address? 6 A. kegs1234@yahoo.com. 7 Q. Is that the only address -- 8 A. Yes. 9 Q. -- e-mail address you use? 10 A. Well, I have a bunch of them, but that's the 11 only one I use. 12 Q. We started asking earlier if you've ever been 13 deposed before, and you said that you don't believe you 14 have; is that right? 15 A. Right. 16 Q. Have you ever given a sworn written statement 17 under oath? 18 A. I don't recall. 19 Q. Okay. With respect to -- as you know, this 20 deposition is going to focus a little bit on -- or a lot 21 on the issues with Scott Menaged's bankruptcy case and 22 the DenSco receivership case. With respect to all of 23 this Menaged/DenSco stuff, have you ever provided a 24 sworn statement to anyone? 25 A. Not that I know of.</p>	<p>10:15:52-10:16:51</p> <p>Page 8</p> <p>1 Q. So they had records of -- 2 A. Yeah. 3 Q. -- like KEG Inspections' account? 4 A. Uh-huh. 5 Q. Is that a yes? 6 A. Yes. 7 Q. And they were showing you records from those 8 accounts? 9 A. They were showing me check stubs that they had, 10 that they had questions about; or not check stubs, but 11 the checks, you know. So there was like one that was 12 35,000, and I went in the computer and said that went to 13 the roofer. Another one, like I said, Lake -- or not -- 14 it was a \$186 one. They asked me about that one. They 15 said -- you know, because in the memo it said Erie, you 16 know, and I said, oh, that's -- you know, I just 17 happened to remember it was Hope Kopp that I did, you 18 know, Spencer for, so... 19 Q. Okay. So do you know if anyone in that meeting 20 was taking notes? 21 A. Yes, they were. 22 Q. Do you know if anyone recorded that interview? 23 A. I don't remember them recording. The one lady 24 was taking notes on a notepad like that. 25 Q. Okay. Did anyone give you what are</p>
<p>10:15:02-10:15:45</p> <p>Page 7</p> <p>1 Q. Okay. I understand. 2 Have you ever provided any statements to anyone 3 about it? 4 A. For this? 5 Yeah, it's been so long. The only people I've 6 talked to was the Homeland Security. 7 Q. Okay. So that's actually what we talked about 8 before we started the deposition, which was at some 9 point, you said it was the same day that Menaged got 10 indicted in 2017, apparently four agents of -- 11 A. May 25th, yeah. 12 Q. May 25th. 13 A. Yeah. 14 Q. Four agents of the Homeland Security -- 15 A. Homeland Security showed up, knocked on the 16 door and said, can you talk to us. And I said, sure. 17 And so I opened the door. I said, give me a minute, 18 because I had to get dressed because, you know -- and 19 then I came back and opened the door and let them in. 20 And they were there for about two and a half hours and 21 said, okay, we're good. Thank you. 22 Q. And so during that two and a half hours, what 23 did they ask you about? 24 A. All the checks and everything, all the 25 8 million that went through my account.</p>	<p>10:17:04-10:18:09</p> <p>Page 9</p> <p>1 traditionally called your Miranda rights; did they read 2 you rights about your right to remain silent or anything 3 could be used against you? 4 A. No. They just talked to me. 5 Q. And that meeting lasted about two and a half 6 hours? 7 A. Yeah. 8 Q. And before we started you talked about having a 9 court-appointed attorney relating to the criminal matter 10 against Menaged; is that right? 11 A. Yes. 12 Q. And can you walk me through the mechanics of 13 how you obtained a court-appointed attorney? 14 A. So what happened was the Attorney General sent 15 me a letter the next day after Homeland Security. So I 16 thought it was already taken care of. So what I did was 17 I called. And they said on there, you know, if you need 18 an attorney, to call. Well, I don't have any money. So 19 I called them and left a message. 20 Then Homeland Security showed up at my house 21 again and said, you can't call her. You have to get an 22 attorney. I said, all right. So then I tried to call a 23 public attorney, you know, for the State. And they 24 said, we have to give you somebody else because Scott 25 Menaged got a public attorney, because then it would be</p>

<p>10:18:26-10:19:15 Page 10</p> <p>1 conflict of interest. So I said, okay. So then they 2 ended up paying this guy David. And, you know, 3 basically, I haven't really heard anything since. 4 Q. All right. So let's just unpack a little bit 5 of that. So you said you got a letter the next day 6 after the interview -- 7 A. Yeah. So I thought that was about the same 8 thing I talked about with them. So that was like, you 9 know, I just wanted to make sure, hey, everything's 10 okay. And, you know, I found out not only was -- 11 actually, another thing. 12 Q. And so you said the letter, you think, comes 13 from the Attorney General. Is it possible it came from 14 the U.S. Attorney's Office? 15 A. That could have been. 16 Q. Okay. And you said that you then, in response 17 to the letter, contacted whoever sent you the letter by 18 phone; is that right? 19 A. Yes. 20 Q. And then once -- and eventually the Homeland 21 Security agents then show back up at your house 22 unannounced in response to your phone calls to the U.S. 23 Attorney? 24 A. Well, I think they were there also to drop off 25 the computer and stuff that they had, because I let them</p>	<p>10:20:21-10:21:14 Page 12</p> <p>1 A. Yeah. And I showed them there was 437 homes on 2 Smartsheet that we showed them on the QuickBooks of the 3 thing; that, you know, that's where the money was. 4 Every time they asked, you know, about a certain thing, 5 you know, Richelle looked it up, and there it is, boom. 6 Q. Okay. So you referenced Richelle. She was 7 there at the same time during this interview? 8 A. Yes. 9 Q. Okay. So both of you were interviewed at the 10 same time? 11 A. Yeah. I actually had to get -- that's why I 12 put them on hold, because I had to get her out of the 13 shower. 14 Q. When you got the computer back, what did you do 15 with it? 16 A. Nothing. 17 Q. I mean do you still have it? 18 A. Yeah. 19 Q. Have you ever been provided with a copy of that 20 image that was taken off your computer? 21 A. No. 22 The computer is sort of a -- excuse me. It's 23 still sort of a dinosaur. 24 Q. Other than the computer that you gave them, did 25 you give them anything else?</p>
<p>10:19:25-10:20:05 Page 11</p> <p>1 have it. They wanted to make a copy of it. 2 Q. Okay. So the first meeting in May they took -- 3 you gave them a computer? 4 A. Uh-huh. 5 Q. And what kind of computer was it? 6 A. Gosh, I couldn't tell you. 7 Q. I mean a laptop or a desktop? 8 A. Oh, laptop, yeah. 9 Q. Laptop, okay. 10 And why did you give them the computer? 11 A. They just asked if they could, you know, take 12 it to their thing and get a thing off of it, you know, 13 just take all the information off it so they can look 14 through it. 15 Q. So they wanted to take an image of your hard 16 drive? 17 A. Yeah. 18 Q. Had you utilized that computer during your 19 interview with Homeland Security? 20 A. Yeah. Yes. 21 Q. Okay. So during the interview, if they had a 22 question, you may have gone onto your computer to be 23 able to answer it? 24 A. Yes. 25 Q. Is that a fair assessment?</p>	<p>10:21:32-10:22:34 Page 13</p> <p>1 A. I think I gave them -- I remember some papers, 2 but I don't remember what it was. 3 Q. Okay, so you may have also gave them some 4 paperwork. 5 A. Yeah. 6 Q. Okay. Were you questioned at the same time as 7 your wife was questioned? Were you questioned together? 8 A. Yes. 9 Q. And during that questioning, was it apparent to 10 you that they had done some sort of investigation 11 already, because they were able to show you checks? 12 A. Oh, yeah. Yeah. 13 Q. So they were prepared to sort of ask you 14 questions about certain transactions? 15 A. Yeah, because they -- yeah. So I guess they 16 were basically watching Scott since 2014, and so they -- 17 I mean they knew everything. So that's why I was like, 18 you know -- I knew they knew everything before they 19 asked me. I think what they were trying to do was shake 20 the tree and see if they could get anything out of it. 21 And I was like, you know, here it is, everything you 22 want. 23 Q. And how do you -- what led you to believe that 24 they had been watching him since 2014? 25 A. That's what they told me, I think.</p>

<p>10:22:46-10:31:06 Page 14</p> <p>1 Q. Okay.</p> <p>2 A. I heard that from someone. I think it was</p> <p>3 them.</p> <p>4 Q. Okay. So let's sort of pivot into your</p> <p>5 bankruptcy case. I'm going to show you what's been</p> <p>6 marked as Exhibit No. 1.</p> <p>7 Mr. Griffin, Exhibit 1 is a copy of your</p> <p>8 bankruptcy statements and schedules. You filed</p> <p>9 bankruptcy on October 3rd of 2018; is that right?</p> <p>10 A. Yes.</p> <p>11 Q. And then you filed these statements and</p> <p>12 schedules on October 31st, 2018; is that also right?</p> <p>13 A. I don't have my cheaters.</p> <p>14 Q. What are cheaters?</p> <p>15 A. My glasses. I can't see this.</p> <p>16 Q. You can't see it?</p> <p>17 A. No.</p> <p>18 Q. Okay. It might be a challenge today if you</p> <p>19 can't see.</p> <p>20 A. I can run down to my car and get them.</p> <p>21 Q. Yeah, let's take a break. You're definitely</p> <p>22 going to need to read documents.</p> <p>23 MR. ANDERSON: We'll go off the record.</p> <p>24 (A recess was taken.)</p> <p>25 MR. ANDERSON: We'll go back on the</p>	<p>10:32:10-10:33:06 Page 16</p> <p>1 Q. Okay. Do you have a personal bank account?</p> <p>2 A. At the time -- now I do. At the time I didn't.</p> <p>3 Q. Okay. And so would this be the same KEG</p> <p>4 Inspections account that you've had since, you know --</p> <p>5 A. It's 2008 or something --</p> <p>6 Q. 2008?</p> <p>7 A. -- yeah.</p> <p>8 Q. Is that a yes?</p> <p>9 A. Yes.</p> <p>10 Q. So this 184 represents the balance in that</p> <p>11 account --</p> <p>12 A. Yes.</p> <p>13 Q. -- at the time you filed bankruptcy?</p> <p>14 A. Yes.</p> <p>15 Q. So I can take this to sort of -- when you filed</p> <p>16 bankruptcy, all you had was the KEG Inspections account</p> <p>17 and no personal bank account?</p> <p>18 A. Yes.</p> <p>19 I might have had a personal account or a joint</p> <p>20 account with my wife, but I think everything got shut</p> <p>21 down a long time ago.</p> <p>22 Q. Okay.</p> <p>23 A. So I went to the bank. My bank -- Richelle</p> <p>24 always ran everything, you know. She wrote the checks</p> <p>25 and had all the -- you know, she was in control of the</p>
<p>10:31:12-10:31:51 Page 15</p> <p>1 record.</p> <p>2 BY MR. ANDERSON:</p> <p>3 Q. Mr. Griffin, we're back on the record, and so</p> <p>4 you understand you're still under oath. Do you</p> <p>5 understand that?</p> <p>6 A. Yes.</p> <p>7 Q. So I'm showing you what's been marked as</p> <p>8 Exhibit No. 1. It's a copy of your bankruptcy</p> <p>9 statements and schedules. I just have a couple of</p> <p>10 questions.</p> <p>11 As you'll see on that document, on the very</p> <p>12 bottom it says Page 1 of 59. Do you see that?</p> <p>13 A. Okay. Yeah.</p> <p>14 Q. So that's how we'll follow along.</p> <p>15 A. Okay.</p> <p>16 Q. Turning to Page 7, on Page 7 you disclose the</p> <p>17 existence of a Bank of America checking account with a</p> <p>18 balance of \$184; do you see that?</p> <p>19 A. Yes.</p> <p>20 Q. Is this a personal account?</p> <p>21 A. No.</p> <p>22 Q. No.</p> <p>23 A. It was KEG Inspections.</p> <p>24 Q. It's a KEG Inspections account?</p> <p>25 A. Yes.</p>	<p>10:33:21-10:34:12 Page 17</p> <p>1 account. Basically, I always tried to get online to get</p> <p>2 the account, and I would ask for a password and she says</p> <p>3 all the banks are on -- you know, online banking is not</p> <p>4 working. So every time I did that. So, basically, I</p> <p>5 don't know what we had. But to my knowledge, you know,</p> <p>6 we had -- she ran everything, so...</p> <p>7 Q. Okay.</p> <p>8 A. She just told me she wanted me to slow down,</p> <p>9 and I couldn't buy materials until she got another</p> <p>10 check.</p> <p>11 Q. Okay. So let's -- I mean where do you work</p> <p>12 now?</p> <p>13 A. I work with Total Home Remodel.</p> <p>14 Q. And what is that?</p> <p>15 A. It's a construction company.</p> <p>16 Q. Okay. And do you still work through KEG</p> <p>17 Inspections?</p> <p>18 A. No. I shut that account down.</p> <p>19 Q. Okay. When did you do that?</p> <p>20 A. It was when -- like a couple months ago.</p> <p>21 Q. So was it after you filed bankruptcy?</p> <p>22 A. Yes.</p> <p>23 Q. Why did you shut it down?</p> <p>24 A. Because my attorney advised me that it would be</p> <p>25 probably a good thing to shut that down and start a new</p>

<p>10:34:23-10:35:25 Page 18</p> <p>1 one.</p> <p>2 Q. Okay. Have you started a new one?</p> <p>3 A. No. Well, that's when I started my personal</p> <p>4 account.</p> <p>5 Q. Okay.</p> <p>6 A. Because, basically, I was running everything</p> <p>7 through KEG's because every time I put -- that's why I</p> <p>8 shut down the per -- now I remember. I did have a</p> <p>9 personal account. We shut it down or stopped using it</p> <p>10 because the people that were coming after me for money</p> <p>11 took the money out of it, of the personal account. So</p> <p>12 that's why I was using KEG Inspections, because the</p> <p>13 personal accounts, you know, was basically my boy's</p> <p>14 money for the -- you know, that I would give him for the</p> <p>15 Tooth Fairy and stuff, basically, and that's the money</p> <p>16 they took. So, you know, we were trying to give him an</p> <p>17 account, so...</p> <p>18 Q. Okay. So just to unpack that a little bit, you</p> <p>19 said that there were people that were garnishing your</p> <p>20 bank account and --</p> <p>21 A. Yeah, American Express basically -- it was like</p> <p>22 600-and-something bucks. They took that out.</p> <p>23 Q. Okay. So it was American Express that was</p> <p>24 trying to collect --</p> <p>25 A. Yeah.</p>	<p>10:36:52-10:37:32 Page 20</p> <p>1 took me a while to get '16 back from him, from his wife.</p> <p>2 So I guess he never filed it, but I paid him to file</p> <p>3 '15.</p> <p>4 Q. Okay. So assuming you said that '15, '16 and</p> <p>5 '17 were not filed, that means '12, '13, and '14 you</p> <p>6 think were filed?</p> <p>7 A. Yeah, were filed.</p> <p>8 Q. Okay.</p> <p>9 A. You would have to ask Richelle, but I mean,</p> <p>10 basically, she just told me where to sign.</p> <p>11 Q. Okay. And at least looking at the formation</p> <p>12 documents, you and your wife were like both equal</p> <p>13 shareholders in KEG; is that right?</p> <p>14 A. Yeah.</p> <p>15 Q. Okay. And so when you're now working for Total</p> <p>16 Home Remodel, you're not working through KEG at all; is</p> <p>17 that right?</p> <p>18 A. Right. Yeah, they're just paying me hourly.</p> <p>19 Q. And what services do you provide for them,</p> <p>20 Total Home Remodel?</p> <p>21 A. Basically, we go in and tear down walls and</p> <p>22 rebuild whatever needs to be done.</p> <p>23 Q. Do you have a contractor's license?</p> <p>24 A. No. I've been working under them.</p> <p>25 Q. What was that?</p>
<p>10:35:32-10:36:34 Page 19</p> <p>1 Q. -- an unpaid amount to them?</p> <p>2 A. Yeah, I think it was like 70 grand or</p> <p>3 something.</p> <p>4 Q. Okay. Have you listed them as a creditor in</p> <p>5 this case?</p> <p>6 A. Yes, I think so.</p> <p>7 Q. And then you talked about using KEG Inspections</p> <p>8 to -- you know, sort of as your bank account. Are you</p> <p>9 aware that KEG Inspections, as a corporation, was</p> <p>10 dissolved sometime in like 2010?</p> <p>11 A. Wasn't aware of that until recently.</p> <p>12 Basically, you know, I paid the accountant. I ran my</p> <p>13 corporation as a corporation just because of the</p> <p>14 technicality of the, what is it, \$30 a year or something</p> <p>15 that we paid.</p> <p>16 Q. Right. Annual report requirement filing?</p> <p>17 A. Yeah. So, basically, I would tell the</p> <p>18 accountant. You know, I guess that stuff didn't get</p> <p>19 done.</p> <p>20 Q. Were you filing tax returns for KEG Inspections</p> <p>21 during these years?</p> <p>22 A. Yeah. Well, actually, I guess '15, '16 and '17</p> <p>23 didn't get done. '15 was supposed to be done, but from</p> <p>24 what my accountant -- my new accountant said that '15</p> <p>25 was never filed, but that guy ended up dying. So it</p>	<p>10:37:46-10:38:35 Page 21</p> <p>1 A. I work under them.</p> <p>2 Q. Okay. So are you like a manager or a general?</p> <p>3 A. No. Basically, I'm doing the work now. I used</p> <p>4 to be able to point. Now I'm actually swinging a hammer</p> <p>5 and digging ditches again.</p> <p>6 Q. Okay. And the Total Home Remodel is a licensed</p> <p>7 contractor?</p> <p>8 A. Yes.</p> <p>9 Q. Do you have any professional licenses?</p> <p>10 A. No.</p> <p>11 Q. Have you ever had a home inspector license?</p> <p>12 A. No. Basically, I started out driving</p> <p>13 foreclosures; like I probably drove 10,000 of them.</p> <p>14 Q. Okay. So when you say drive foreclosures, that</p> <p>15 means you are -- somebody like a Scott Managed is</p> <p>16 sending you information about a bunch of properties that</p> <p>17 may be up for sale in the coming auctions at the</p> <p>18 courthouse, right?</p> <p>19 A. Exactly.</p> <p>20 Q. Is that a yes?</p> <p>21 A. Yes.</p> <p>22 Q. And then you would go and drive to look at</p> <p>23 those various properties and report back to someone like</p> <p>24 Mr. Managed about their condition and --</p> <p>25 A. And how much it would be fix it.</p>

<p>10:38:41-10:39:56 Page 22</p> <p>1 Q. And how much you think the value would be, 2 right? 3 A. Yeah, and how much it would cost to fix it up 4 to be able to sell it. 5 Q. Okay. And so did you provide those services 6 for multiple buyers? 7 A. I provided those services for Easy Investments, 8 which is -- it's multiple. Well, it was basically two 9 investors, you know, that paid me and a couple other 10 people to -- you know, it was a big company, so... 11 And then my first one was Active Finance Group 12 or... 13 Q. Is it Active Funding Group? 14 A. At first it was Active Finance Group. Now I 15 think it's Active Funding Group, because when everything 16 blew up, you know, the bubble blew, they had to change 17 the name because they lost like a bunch of money. 18 Q. Okay. So you've done this foreclosure, you 19 know, inspection business for at least two, what I would 20 call buyers, right? So you said Easy Investments; and 21 that's the Scott Menaged company, right? 22 A. Well, it was EZ Homes, Easy Investments, AFG. 23 The companies kept switching, but it was always the same 24 people. 25 Q. Yeah. So let's just ignore the companies for a</p>	<p>10:41:24-10:42:49 Page 24</p> <p>1 when AFG came up; Gregg, Chris Eyemann, Eric 2 Weinbrenner. 3 Q. Is there a Jody? 4 A. Joey Angel? He wasn't in AFG. He got -- Gregg 5 Reichman got with him after he lost everything. So -- 6 well, not everything, but basically he got with Joey to 7 start, you know, a finance company like he was doing 8 with AFG, Active Funding Group now. 9 Q. And so Scott was working with Gregg at this 10 time when you started working to look at homes? 11 A. Yeah. I mean he would come in every so often. 12 Then they would fly back to New York. So he would be in 13 and out for a while, you know, but that's how I got to 14 know him. And then he was working with EZ Homes. That 15 was with Eric Weinbrenner and him. They partnered. 16 They had the office down on Adams and, I think it was 17 Central or Tenth Street or something. 18 So that's when they were partnered up. And 19 then they got into it over a hundred dollar bet that one 20 of them didn't make it up the mountain, Camelback 21 Mountain, and Scott lied about it, and so he didn't 22 trust him after that and so, basically, they split 23 companies. 24 Scott asked me, who do you want to go with? I 25 said, well, Scott's in the office at 6:00 a.m. in the</p>
<p>10:40:03-10:40:55 Page 23</p> <p>1 second. 2 A. Okay. 3 Q. So you're working for Gregg Reichman, right? 4 A. I was at the time, but not anymore. 5 Q. Okay. But were you first working for Gregg? 6 A. That was who called me when I lost my job or 7 got laid off at Home Depot. 8 Q. Okay. And so let's just give me some time 9 frame here. This is back in, what, 2008, 2007, 2004; I 10 mean how long ago? 11 A. Had to be 18 years ago, so about 2000, yeah. 12 Q. Okay, so a long time ago. So you start doing 13 the foreclosure inspections for Reichman and his group, 14 right? 15 A. Yes. Well, actually, Reichman was just one 16 person at the time. So it was just him. 17 Q. It was just him? 18 A. Yeah. 19 Q. And then there comes a point when you're doing 20 the same thing for one of Scott's company's, right? 21 A. Yes. 22 Q. What was the time? You start with Gregg. When 23 do you start working for Scott? 24 A. Well, Gregg and Scott, they all partnered up 25 together. So it was AFG partnered up with -- or that's</p>	<p>10:43:02-10:43:55 Page 25</p> <p>1 morning and didn't leave till 7:00 at night. I was like 2 he was a work-a-holic. I was like, you know, I feel 3 like I'm going to make more money with you. 4 You know, Eric comes in the office at 10:00 and 5 leaves by 2:00, you know, he works four hours a day. I 6 just figured he was a partier. He owned a bar or 7 something like that. So I was like I probably can go 8 farther with you than anything, so I went with Scott. 9 And then I ran his furniture company. 10 Q. We'll get into that in a second. 11 A. Okay. 12 Q. Let's just keep -- let's try to keep to this 13 foreclosure thing. 14 A. Okay. 15 Q. So when you're going and looking at properties 16 for foreclosure, how are you compensated for that? 17 A. They pay me, I think it was, 1,000 bucks a 18 week. 19 Q. Okay. So was that -- so you're on a salary? 20 A. Yeah. 21 Q. And then that paycheck, who would pay you? 22 Would it be Scott's company or -- 23 A. Oh, when I worked for Scott or started out? 24 Q. Well, I mean let's just fast-forward to working 25 just for Scott. So now Scott's set up his own</p>

<p>10:44:04-10:44:59 Page 26</p> <p>1 companies, which are Arizona Home Foreclosure and Easy 2 Investments. 3 A. Right. 4 Q. He's the sole owner of both. And you're still 5 doing this foreclosure inspection work. How were you 6 being paid for that? 7 A. At first he would -- you know, I would give him 8 a bill. You know, I would work out like a -- basically, 9 after -- it was only like for a couple months, and then 10 he said, I'll tell you what. I'm just going to give you 11 a salary, and then you go ahead and work out -- you 12 know, just tell me what you need for the houses, and 13 we'll take care of it from there. I was like, okay. 14 So -- 15 Q. So let's unpack that for a second. 16 You got a straight salary for being available 17 to go and look at all these houses; is that right? 18 A. Not just looking at the houses; remodeling 19 them. There was 25 people under me. So, basically, I 20 had to -- that's when I was pointing and saying this 21 wall needs to be taken out, you know, and all that. I 22 was turning like five houses a week. 23 Q. Yeah, and I'm trying to figure out if there's 24 two different layers of compensation; if there's a 25 compensation layer for just going and looking at houses?</p>	<p>10:46:25-10:47:21 Page 28</p> <p>1 can't sort of see, with regularity, any consist -- 2 A. There was never any regularity. 3 Q. -- any consistency. 4 So basically what you're telling me is that 5 when I look at -- and we'll look at a couple of these 6 bank statements. When you see some of these large 7 transfers or large deposits into the account, it could 8 be your compensation and all of the compensation you've 9 got to pay for other people -- 10 A. Yeah. 11 Q. -- plus the expenses you incurred in the 12 remodels all sort of captured in one big check? 13 A. Right. Basically what would happen is, 14 Richelle would send him -- like, basically, we would 15 have -- you would have to talk to Richelle about this 16 more, but we would have like ten grand in the account to 17 help buy the materials, and then on Friday or Thursday, 18 Thursday or Friday, she would send him an e-mail saying 19 this is what we need for payroll this week or this is 20 what we spent. 21 And then he would give the money back to make 22 it up to the 10,000, you know, so we could keep going 23 and buying materials and stuff for the next week. 24 Q. Okay. And I've actually seen some of those 25 e-mails, and they're all between your wife and Scott,</p>
<p>10:45:12-10:46:13 Page 27</p> <p>1 A. No, it was all one. 2 Q. Okay. And so -- and then, clearly, at some 3 point you're now basically doing the general contracting 4 for certain remodels; is that right? 5 A. Right. Yeah. 6 Q. And so where was your personal compensation in 7 those, for doing that work? 8 A. He would just give me a salary. 9 Q. And what was that salary? 10 A. Twenty-seven -- well, it started out to be 11 2,200 a week, and then -- and that covered gas and 12 everything. And then my -- Richelle came in, and he 13 gave me, it was -- gave me and her together, it was 14 2,700 a week. 15 Q. And how did he do that? Did he write you a 16 check? 17 A. Yeah. 18 Q. Okay. You got a check, like a payroll check? 19 A. Well, a lot of times he would write checks, and 20 sometimes he would do, you know, the bank wires. But it 21 wouldn't be all in one, because it's, basically, if I 22 needed \$10,000 to pay the guys, you know, my money would 23 be in there too. 24 Q. Okay. And I have looked at all of these bank 25 accounts. That's what's very confusing, is that you</p>	<p>10:47:33-10:48:38 Page 29</p> <p>1 where there's like long lists of numbers with some 2 property addresses and some random amounts. 3 A. Yeah. Basically, that's what she needed for 4 each house, because, you know, we had 25 people, so 5 everybody was on different houses. 6 Q. Right. Okay. 7 So in your bankruptcy schedules, where you've 8 got -- back on Page 38, where you're setting forth that 9 you are working for KEG Inspections and you're making 10 about \$3,466.67 per month -- 11 A. Uh-huh. 12 Q. Let's just take a look at Page 38, and we'll 13 just -- 14 A. Okay. I'm having problems reading my pages. 15 Can you see that? It has a print thing over it. 16 Oh, there we go. Thank you. 17 Q. All right. So this is a schedule in your 18 bankruptcy statements where you set forth where you're 19 employed and how much income you make. And you can see 20 it sets forth that you're working for KEG Inspections 21 and that you're making \$3,466.67 a month. 22 A. Oh, this is when I filed? 23 Q. Yes, this is when you filed. 24 A. Yeah. It was about -- you know, I was 25 basically working with AWC at the time, so...</p>

<p>10:48:47-10:50:53 Page 30</p> <p>1 Q. What's AWC?</p> <p>2 A. Another construction company.</p> <p>3 Q. Okay. So this is basically --</p> <p>4 A. This is where I'm getting paid hourly.</p> <p>5 Q. Okay. And so were these people writing checks</p> <p>6 to KEG Inspections?</p> <p>7 A. Yes.</p> <p>8 Q. Okay. All right.</p> <p>9 You're not married now, right?</p> <p>10 A. Right.</p> <p>11 Q. And so when --</p> <p>12 A. Basically, my whole life fell apart on May 25th</p> <p>13 of 2017.</p> <p>14 Q. Okay. And why the -- why?</p> <p>15 A. Because I lost my job. Three months later I</p> <p>16 lost my wife. Actually -- yeah, July. July 7th I lost</p> <p>17 my wife. And, basically, I was selling everything</p> <p>18 trying to make -- so I can pay rent. And my head wasn't</p> <p>19 in the game, and I was on a job working on a wall and</p> <p>20 couldn't paint and, you know, was bawling, so...</p> <p>21 Q. In your divorce settlement with your wife, did</p> <p>22 you have a property settlement?</p> <p>23 A. Yes. The property up north, Prescott property,</p> <p>24 I bought with her parents. She had to buy me out,</p> <p>25 basically.</p>	<p>10:52:18-10:53:18 Page 32</p> <p>1 day.</p> <p>2 Q. Okay. And when's the last time you talked to</p> <p>3 him?</p> <p>4 A. The time he called me from jail and I told him,</p> <p>5 you know, what I did with the jewelry, because the</p> <p>6 Homeland Security busted the safe open at the Furniture</p> <p>7 King, and I said, hey, I couldn't secure -- there was</p> <p>8 jewelry and guns and stuff like that. I couldn't secure</p> <p>9 it. So I have it with me.</p> <p>10 And then Homeland Security came and -- my</p> <p>11 attorney called and said, I told you not to talk to</p> <p>12 anybody. And I says, I know why -- I said, that's the</p> <p>13 whole reason I said it. I knew the phone call was being</p> <p>14 recorded, and I wanted them to know, yes, I did take the</p> <p>15 stuff out of the safe, and I was letting them know where</p> <p>16 it was, that I had it, and if anybody had any questions,</p> <p>17 you know, there it is, you know.</p> <p>18 So, and then Homeland Security called and said,</p> <p>19 hey, can we pick that up? I was like, yep. I was like,</p> <p>20 I don't know why you didn't take it in the first place,</p> <p>21 you know.</p> <p>22 Q. Right.</p> <p>23 And so this is -- and that's the last time you</p> <p>24 talked to him?</p> <p>25 A. Yeah. And I told him, I said, I can't talk to</p>
<p>10:51:07-10:52:04 Page 31</p> <p>1 Q. Okay. And what did you do with that money?</p> <p>2 A. It was only like \$5,000. It basically paid --</p> <p>3 I mean by the time I paid rent and pack up my things and</p> <p>4 borrow money from my brother, I was basically, you know,</p> <p>5 just trying to survive.</p> <p>6 Q. Okay.</p> <p>7 A. Because, again, I couldn't -- you know, I</p> <p>8 wasn't in a mind-set to work. I basically drank all the</p> <p>9 time and, you know, just my life was over. I was ready</p> <p>10 for it to end.</p> <p>11 Q. Do you have any child support obligations?</p> <p>12 A. No.</p> <p>13 Q. Okay. Do you have any alimony obligations?</p> <p>14 A. No.</p> <p>15 Q. And so why did you end up filing this Chapter 7</p> <p>16 bankruptcy?</p> <p>17 A. For Bank of America coming after -- or not Bank</p> <p>18 of America. American Express. Basically, I owed like</p> <p>19 200-and-some thousand.</p> <p>20 Q. All right. So you told me that you met Scott</p> <p>21 Menaged early on when you were working, looking at</p> <p>22 foreclosures. And so would you have considered him a</p> <p>23 friend?</p> <p>24 A. After a while we became friends, yeah. I mean</p> <p>25 after a while we were best friends. He called me every</p>	<p>10:53:33-10:54:25 Page 33</p> <p>1 you anymore. My attorney advised that not to talk to</p> <p>2 anybody.</p> <p>3 Q. And then that jewelry, you eventually turned</p> <p>4 that over to the -- to Homeland Security; is that right?</p> <p>5 A. Yes.</p> <p>6 Q. And then it was eventually given back to you,</p> <p>7 right?</p> <p>8 A. No.</p> <p>9 Q. No. You haven't seen it since?</p> <p>10 A. Huh-uh.</p> <p>11 Q. Okay. Have you had any conversations in the</p> <p>12 last six months to a year with Francine Menaged?</p> <p>13 A. No. I mean...</p> <p>14 Q. When's the last time you talked to her?</p> <p>15 A. Probably a little bit after all this happened,</p> <p>16 just because I loved the little girl.</p> <p>17 She was a conniving bitch, but, yeah, I haven't</p> <p>18 talked to her since then. She moved back to New York.</p> <p>19 Q. Okay, well, what was --</p> <p>20 A. But the baby that they adopted is the only</p> <p>21 reason I wanted to talk to her, but...</p> <p>22 Q. What was the substance of that phone call with</p> <p>23 her?</p> <p>24 A. Basically, she said, give me my F'ing jewelry</p> <p>25 or something like that. And I said -- and Scott told me</p>

<p>10:54:35-10:55:35</p> <p>Page 34</p> <p>1 not to give it to her, so I said -- that's why I was 2 holding it. 3 Q. Okay. This is the same jewelry we're talking 4 about that was in the safe? 5 A. Yeah. 6 Q. Have you ever talked with Scott's kids, Brandon 7 specifically? 8 A. Yes. 9 Q. And when's the last time you talked to him? 10 A. Just the other day. 11 Q. What did you talk about? 12 A. Basically, how he's doing. And, you know, he 13 saw me at Circle K, and, you know, he's a good kid. 14 Q. Do you have regular contact with him? 15 A. Yeah. He's friends with my boys. 16 Q. And how old is he? 17 A. I think he's 16 now. He's the same age as my 18 boys. Well, he's either younger or -- I mean, you know, 19 right in the same age. I think he's like 15 or 16. My 20 boys are going to be 16, so somewhere in there. 21 Q. Have you ever spoken with Scott's father? 22 A. Yes. 23 Q. Okay. When? 24 A. It was a little bit after that happened. And 25 then he tried to call me again, but that's when my</p>	<p>10:57:18-10:58:21</p> <p>Page 36</p> <p>1 A. No. 2 Q. Did Scott ever tell you anything about Denny 3 Chittick? 4 A. Is that the guy that killed himself? 5 Q. Yeah. 6 A. Yeah. 7 Q. And what did he tell you? 8 A. Basically, him and -- basically, him and -- 9 what was the question? 10 Q. Well, I said what did he -- what did -- 11 MR. ANDERSON: Well, can you read it back? 12 (The record was read by the court 13 reporter as follows: 14 QUESTION: And what did he tell you?) 15 THE WITNESS: He came in and told me that, 16 basically, Denny was coming down, and he was worried 17 because he owed him a lot of money. And I was like -- 18 and then he sort of said that he's going bankrupt on 19 him. And I was like, okay. 20 BY MR. ANDERSON: 21 Q. Was this -- is this at the -- were you there 22 when Scott and -- 23 A. Met with Denny? 24 Q. Yeah. 25 A. Yeah, I was there, but I wasn't in the same</p>
<p>10:55:43-10:57:08</p> <p>Page 35</p> <p>1 attorney said not to talk to anybody, so... 2 Q. When you say after that happened, it was after 3 the indictment? 4 A. Yeah, pretty much. 5 Q. And what was that conversation about? 6 A. You know, I don't think it was a conversation. 7 I think it was more of a text. I might be able to see. 8 Yeah, this one, it's not -- doesn't have an old picks, 9 so... 10 Q. Do you have any recollection of what the 11 mention was about? 12 A. It was about Scott, I think. I can't really -- 13 I can't remember. 14 Q. Before that text, did you have regular 15 communications with his dad? 16 A. No. I mean, basically, we never talked unless 17 he was in town. You know, we would be at a barbecue or 18 something. But, you know, that was basically the time 19 we... 20 Q. Well, what was the substance of those, kind of? 21 Did you do any work for his dad? 22 A. No. Basically, hello, how you doing, want a 23 burger. 24 Q. Have you gotten any letters from Scott since 25 he's been incarcerated?</p>	<p>10:58:28-10:59:13</p> <p>Page 37</p> <p>1 room. 2 Q. Well, we do have someone taking down the 3 questions, so you've got to let me finish before you 4 answer. 5 A. Oh, sorry. 6 Q. I'm sure you're aware that there's an infamous 7 tape that was made by Mr. Chittick of a conversation 8 between him and Mr. Menaged sometime in July of 2016. 9 Are you aware of that? 10 A. Yes. 11 Q. Were you in the warehouse that day? 12 A. Yes. 13 Q. Okay. Did Scott ask you to be there? 14 A. Yes. Well, I was always -- I was working 15 there, so I was pretty much there every day. 16 Q. What did Scott tell you before that meeting? 17 A. He said that Denny was coming in, and he said, 18 can you come in if you hear a bunch of noise, you know. 19 So, basically, to make sure he doesn't hurt him or 20 something. 21 Q. Okay. So Scott was worried that there may be a 22 physical altercation? 23 A. Yeah. 24 Q. Did he tell you -- I mean did you know at that 25 point that Scott had already filed bankruptcy?</p>

10:59:26-11:00:33	Page 38	11:01:58-11:02:49	Page 40
<p>1 A. That's what he told me that day.</p> <p>2 Q. Okay. And did he tell you why he filed</p> <p>3 bankruptcy?</p> <p>4 A. He said he owed him a lot of money, and,</p> <p>5 basically, he was -- I think that was the only thing he</p> <p>6 said, was, you know, because of DenSco.</p> <p>7 Q. Okay. So when you say he owed him a lot of</p> <p>8 money, that was to DenSco?</p> <p>9 A. DenSco.</p> <p>10 Q. And during the time you were there and they</p> <p>11 were having this infamous conversation, were you aware</p> <p>12 that Mr. Chittick was recording the conversation?</p> <p>13 A. No.</p> <p>14 Q. Did you interact at all with Mr. Chittick that</p> <p>15 day?</p> <p>16 A. I said hello.</p> <p>17 Q. Did he know who you were?</p> <p>18 A. Yeah.</p> <p>19 Q. Okay. And how would he have known who you</p> <p>20 were?</p> <p>21 A. We talked a lot. Basically, when we were doing</p> <p>22 the auto, Auto King, he brought his car in. It was a --</p> <p>23 I forget what kind of car it was. Bad. But he was --</p> <p>24 something was wrong with the front end. You know, he</p> <p>25 did something over a curb and had the guys take care of</p>		<p>1 every Friday. It would depend on how much cash it was.</p> <p>2 Q. So the retail stores, if they had cash from</p> <p>3 sales, then that cash would be moved to the warehouse?</p> <p>4 A. Yes.</p> <p>5 Q. Okay. And who --</p> <p>6 A. The warehouse ran everything.</p> <p>7 Q. Okay. And who would move the cash?</p> <p>8 A. Scott.</p> <p>9 Q. Okay. Scott would deliver the, sort of --</p> <p>10 A. No, the manager would drop off the cash, and</p> <p>11 then when Scott wasn't there and I was running the</p> <p>12 company, they would drop it off to me and I would put it</p> <p>13 in the safe, and then Scott would tell me what to do</p> <p>14 with it.</p> <p>15 Q. Okay. And, generally, after a month, how much</p> <p>16 cash would be in the safe?</p> <p>17 A. It could be anywhere from 30 to 40 grand.</p> <p>18 Q. What would eventually be done with the cash?</p> <p>19 A. Basically, it would go to either pay bills or</p> <p>20 Scott would come in and get some or, you know,</p> <p>21 basically, he would tell me what to do. Like if a</p> <p>22 furniture vendor came in, you know, like a truck came</p> <p>23 in, he would tell me to pay him cash or, you know.</p> <p>24 Q. Did he ever tell you or give you cash to put</p> <p>25 into the KEG Inspections account?</p>	
11:00:45-11:01:43	Page 39	11:02:55-11:03:51	Page 41
<p>1 it for him.</p> <p>2 Q. So you had interacted with him when he had --</p> <p>3 when you were working with Scott through the Auto King</p> <p>4 enterprise?</p> <p>5 A. And I also did a couple rehabs for DenSco or</p> <p>6 Denny.</p> <p>7 Q. And I've seen some e-mails where you're sort of</p> <p>8 being -- you're communicating back and forth directly</p> <p>9 with Denny --</p> <p>10 A. Yeah.</p> <p>11 Q. -- on a property. One of them called Vermont;</p> <p>12 does that ring a bell?</p> <p>13 A. Could possibly be, yeah.</p> <p>14 Q. So you may have done some rehab work directly</p> <p>15 for DenSco?</p> <p>16 A. Yeah. He was -- he asked me basically the two.</p> <p>17 He had a couple clients of his that needed help on a</p> <p>18 property, so he had asked me to do it, and then Scott</p> <p>19 asked me to, you know, take care of him.</p> <p>20 Q. When you were working at the warehouse for</p> <p>21 Furniture King, were you aware of large volumes of cash</p> <p>22 in the warehouse?</p> <p>23 A. Yeah. Every -- well, basically, the cash we</p> <p>24 got from the Furniture King, all of the stores, would</p> <p>25 come into the warehouse every -- basically every day or</p>		<p>1 A. Yes.</p> <p>2 Q. Because if you look at the KEG Inspections</p> <p>3 account, you see lots of cash deposits.</p> <p>4 A. Yeah, he would give me --</p> <p>5 Q. Sometimes large ones.</p> <p>6 A. Yeah, because, basically, I would be down at</p> <p>7 the warehouse and he would just pay me cash instead of</p> <p>8 giving me a check for, you know, the money we needed,</p> <p>9 because he needed to get rid of it. He didn't want that</p> <p>10 much money in the safe.</p> <p>11 Q. So it's not -- I mean I've seen some cash</p> <p>12 deposits of \$30,000 and things. Is that -- I mean</p> <p>13 that's the kind of -- sometimes as much money was being</p> <p>14 deposited in cash?</p> <p>15 A. I don't recall that much, but, yeah, I mean it</p> <p>16 was sometimes, especially when we had -- when he was</p> <p>17 buying so many, we had a ton of, you know, bills going</p> <p>18 out for, you know, the guys and the materials and...</p> <p>19 Q. Did Scott ever ask you to save or store some of</p> <p>20 that cash for him?</p> <p>21 A. No.</p> <p>22 Q. So you're not holding any property for Scott?</p> <p>23 A. No.</p> <p>24 Q. Are you holding any property for Scott's</p> <p>25 children?</p>	

<p>11:04:00-11:04:57 Page 42</p> <p>1 A. No.</p> <p>2 Q. Have you ever been asked to do that?</p> <p>3 A. No.</p> <p>4 Q. Has Scott ever asked you to go, you know, sort</p> <p>5 of locate cash and keep it for him?</p> <p>6 A. No.</p> <p>7 Q. Have you ever gambled with Mr. Menaged?</p> <p>8 A. Yes.</p> <p>9 Q. How many times?</p> <p>10 A. Quite a few.</p> <p>11 Q. Generally, where did that gambling occur?</p> <p>12 A. Mostly at Wild Horse Pass, I think it's called.</p> <p>13 Q. Would Scott pay for your gambling?</p> <p>14 A. Yes.</p> <p>15 Q. And how would he do that?</p> <p>16 A. What he would do is, basically, he would say --</p> <p>17 well, he liked to hang out with us, and my wife and his</p> <p>18 wife got along. So he said, basically -- you know,</p> <p>19 because he knew I didn't have any money to go gambling,</p> <p>20 so he would say -- and he liked to be in the high roller</p> <p>21 room. So he said -- basically, it was like four arms.</p> <p>22 If, you know, you hit, we'll split it, or whatever. So</p> <p>23 I was like, heck, whatever. I mean sounds fun to me.</p> <p>24 So...</p> <p>25 Q. Right.</p>	<p>11:06:15-11:07:16 Page 44</p> <p>1 in the warehouse when the meeting occurred with</p> <p>2 Mr. Chittick and Mr. Menaged. Is that the first time</p> <p>3 you learned that Mr. Menaged was in personal financial</p> <p>4 peril?</p> <p>5 A. Yes.</p> <p>6 Q. Okay. So up until that point, did you think he</p> <p>7 had --</p> <p>8 A. Tons of money.</p> <p>9 Q. Okay. And what led you to that conclusion?</p> <p>10 A. He would buy his wife a Bentley just because</p> <p>11 she wanted a different color. I mean, and he would go</p> <p>12 anywhere, he would -- you know, just the way he spent</p> <p>13 money. I mean he told me he had like 18 furniture</p> <p>14 stores in New York and a peanut factory in Israel and a</p> <p>15 plastic bag factory in Israel. And I was like, I mean</p> <p>16 the way he spent money, I was like, wow.</p> <p>17 Q. Did you ever confront him about any of those</p> <p>18 stories and see if they're true or not?</p> <p>19 A. No. I knew he -- he likes to stretch the truth</p> <p>20 a little bit to make his story more interesting. So,</p> <p>21 you know, I just figured, you know, he's my boss, so...</p> <p>22 Q. Well, you mentioned a plastic bag company. So</p> <p>23 he told you he owned something like that in Israel?</p> <p>24 A. Uh-huh, and a peanut factory.</p> <p>25 Q. Did he tell you that on more than one occasion?</p>
<p>11:05:08-11:06:04 Page 43</p> <p>1 A. So that basically is what happened. We would</p> <p>2 just eat there and have a good time.</p> <p>3 Q. So he basically would advance your gambling?</p> <p>4 A. Yeah.</p> <p>5 Q. And he would then share in the winnings?</p> <p>6 A. Right.</p> <p>7 Q. Okay. I mean how much --</p> <p>8 A. Basically, I got -- I think I got like 12 grand</p> <p>9 out of the deal.</p> <p>10 Q. How much money was being gambled, though, on</p> <p>11 some of these trips?</p> <p>12 A. Oh, Jesus. I think it was like -- he would go</p> <p>13 through like 10 or \$20,000 in a night.</p> <p>14 Q. Okay. And how many times did you go gambling</p> <p>15 with him? More than ten?</p> <p>16 A. Yes. But total out of that, I think he gave me</p> <p>17 like 12 grand. He didn't actually split it with me all</p> <p>18 the time.</p> <p>19 Q. Meaning sometimes you would win and he would</p> <p>20 take all the winnings?</p> <p>21 A. Yeah.</p> <p>22 Q. Okay.</p> <p>23 A. Basically, he says, well, we lost a lot of</p> <p>24 money night. I was like, okay.</p> <p>25 Q. You talked about being at the meeting or being</p>	<p>11:07:27-11:08:16 Page 45</p> <p>1 A. Yes. He told everybody that.</p> <p>2 Q. Okay. Did he give you a name of the --</p> <p>3 A. No, not the name.</p> <p>4 Q. Did he tell you --</p> <p>5 A. Said it was -- he made it for K-Mart or</p> <p>6 something like that.</p> <p>7 Q. Made the bags for K-Mart?</p> <p>8 A. For K-Mart.</p> <p>9 Q. Okay. And did he tell you who else was</p> <p>10 involved in that business?</p> <p>11 A. He said his cousins were involved because they</p> <p>12 needed something to own in Israel.</p> <p>13 Q. And did these cousins live in Israel?</p> <p>14 A. Yes, I think so.</p> <p>15 Q. And then what about the peanut --</p> <p>16 A. Because I guess you're nothing if you don't own</p> <p>17 something, is what he was saying.</p> <p>18 Q. Okay. Well, what about the peanut company?</p> <p>19 A. That's the cousins too.</p> <p>20 Q. Okay. Have you looked at or followed the</p> <p>21 receivership case in the DenSco matter?</p> <p>22 A. No.</p> <p>23 Q. Have you ever looked at the website for the</p> <p>24 DenSco case?</p> <p>25 A. I think I had a couple times, to see what, you</p>

<p>11:08:33-11:09:32 Page 46</p> <p>1 know, was going on. 2 Q. And you're aware that the receiver has been 3 publishing deposition transcripts and filing reports 4 about what he has discovered, right? 5 A. Huh-uh. 6 Q. You're not familiar; you're not aware of that? 7 A. No. 8 Q. Are you aware that Scott gave sworn testimony 9 about two years ago about his involvement with DenSco? 10 A. Huh-uh. 11 Q. Okay. Is that a no? 12 A. No. Sorry. 13 Q. Did Scott ever tell you that he had lied to 14 DenSco by claiming a cousin had taken control of Arizona 15 Home Foreclosures and was double-encumbering properties 16 that he acquired? 17 A. No. 18 Q. So he's never -- he never talked to you about 19 that? 20 A. Huh-uh. 21 Q. Did he ever tell you that his wife was sick 22 with cancer, and so he needed to spend time trying to 23 get her medical attention? 24 A. No. No, because I was -- you know, Richelle 25 would have known that. So he would have never told me</p>	<p>11:10:43-11:11:28 Page 48</p> <p>1 mean it was just like never came into work, always on 2 vacations with her trying to, you know -- and then when 3 we went to the wedding, you know, it was just -- I mean 4 that's basically what messed him up. 5 So I don't know, you know, if he started 6 doing -- I'm pretty sure he probably started doing this 7 after, because he never came into work. So that's when, 8 you know, I'm thinking everything started happening. 9 Q. So can we put a time frame on that? Do you 10 recall when, generally? Was it 2014 that they got 11 married? 12 A. I have it on Facebook. I can figure it out by 13 pictures. 14 Q. Well, that's okay. But I mean the -- 15 A. Yeah. I think, yeah, it was like -- 16 Q. And did you go to that big wedding in New York? 17 A. Yeah, in New York. 18 Q. Okay. Did he fly you out there? 19 A. Uh-huh. 20 Q. Is that a yes? 21 A. Yes. Sorry. 22 Q. People reported it was extravagant. Would that 23 be a fair statement? 24 A. Not really. It was -- I mean it was in one of 25 his buddy's restaurants and it was in a -- you know,</p>
<p>11:09:43-11:10:25 Page 47</p> <p>1 that. 2 Q. Did he ever tell you that he was getting a 3 divorce from his wife and she was -- 4 A. Yes. 5 Q. Okay. He did? 6 A. Yeah. 7 Q. He did tell you that? 8 A. Yes. 9 Q. What did he say? 10 A. Basically, that -- I mean we talked about the 11 same conversation over and over every night because he 12 was so heartbroken over it. And I kept telling him, I 13 said, she's a lesbian. I said, you need to move on. 14 And I said, nothing will ever -- you know, she'll never 15 love you. 16 And he just couldn't get over it. I think 17 that's what screwed him all up, because when she got 18 back in his life, that's when he stopped working and 19 stopped doing stuff. 20 Q. You know, that's a common theme we've heard 21 from most people we've talked to, is that -- 22 A. Yeah. I mean just shut down and never came in 23 the office. Never like that. I would have never left 24 Eric if I would have known that. Because right when she 25 moved back to Arizona, everything went way different. I</p>	<p>11:11:53-11:12:59 Page 49</p> <p>1 probably a little bit bigger than this office. But I 2 mean it was, you know -- you know, we did take limos to 3 the thing, but I mean it wasn't, you know, nothing... 4 Q. Okay. There comes a point in time when it 5 appears that KEG Inspections is beginning to buy 6 furniture. 7 A. Yes. 8 Q. Can you explain what that was about? 9 A. Yeah. Basically the same time period, I moved 10 down to the warehouse. Every week he would say he's 11 coming in Monday. Every week he would say that. This 12 was going on for three months. I was getting death 13 threats about people's furniture. They'd say, I'll make 14 your steps bloody. So I knew they had been to the 15 office, because how would they know I had steps. 16 So, you know, I had stacks of orders. Never 17 did furniture in my life. So then I said, screw it. I 18 mean this is after three months of him not coming in. I 19 went into his office, grabbed the stacks of invoices, 20 looked up his Rolodex. Let's see, this is a Poundex. 21 Poundex, okay, I called the store and said, hey, I need 22 this. And I called him up and said, I need 60 grand. 23 Put it in my account so I can pay this stuff off. 24 And that's what he did, and that's how it 25 started. That was basically, you know --</p>

<p>11:13:05-11:14:05 Page 50</p> <p>1 Q. So at some point --</p> <p>2 A. Basically trying to get the company running.</p> <p>3 Q. Okay. At some point you stopped -- no longer</p> <p>4 are doing as much of the inspection side because --</p> <p>5 A. Yeah, and then I --</p> <p>6 Q. -- the market's kind of crashed there?</p> <p>7 A. Right. And that's when he brought me into the</p> <p>8 Furniture King.</p> <p>9 Q. And so then my \$64,000 question is, why did you</p> <p>10 use the KEG Inspections account for that?</p> <p>11 A. He -- I didn't have any other account.</p> <p>12 Q. He didn't give you access to the --</p> <p>13 A. To the Furniture King account? No. Because he</p> <p>14 was supposed to be coming back in. You know, he was</p> <p>15 running the accounts. I mean the -- he was supposed to</p> <p>16 be running everything at the warehouse with me, and he</p> <p>17 just never came in the office because he was so screwed</p> <p>18 up with his wife.</p> <p>19 Q. All right. So let me show you what's Exhibit</p> <p>20 No. 2.</p> <p>21 Mr. Griffin, this is a bank statement;</p> <p>22 literally just a random bank statement I pulled from</p> <p>23 2013 in September.</p> <p>24 A. Okay.</p> <p>25 Q. And it is, though, sort of indicative of most</p>	<p>11:15:27-11:16:22 Page 52</p> <p>1 stores?</p> <p>2 A. Right.</p> <p>3 Q. Okay. And if you sort of look at this account,</p> <p>4 you see a series of deposits, and it appears to me that</p> <p>5 most of these deposits are from Furniture King or --</p> <p>6 sorry. They're from the Arizona Home Foreclosures'</p> <p>7 accounts into this account. Now, in this bank statement</p> <p>8 it doesn't have the wire transfer detail. It just shows</p> <p>9 the deposit amounts. But do you know what the source of</p> <p>10 these deposits were?</p> <p>11 A. You would have to ask my wife.</p> <p>12 Q. Okay.</p> <p>13 A. Ex-wife.</p> <p>14 Q. All right. And then if you look to the</p> <p>15 withdrawals, like, for example, on Page 3, there's a</p> <p>16 wire transfer out of the account to Poundex for 19,227.</p> <p>17 It's the last transaction on the thing. Do you see</p> <p>18 that?</p> <p>19 A. Yeah. That's furniture. Poundex is a</p> <p>20 furniture company.</p> <p>21 Q. Right. So KEG is buying furniture?</p> <p>22 A. Right.</p> <p>23 Q. But you're -- but is KEG getting money from</p> <p>24 Menaged to make this purchase?</p> <p>25 A. Yes.</p>
<p>11:14:29-11:15:05 Page 51</p> <p>1 of the similar bank statements in late 2012, early '13</p> <p>2 and some -- sorry, all of '13 and some of 2014. And</p> <p>3 looking at the account, if you look at -- now, you've</p> <p>4 already testified that your wife was more involved in</p> <p>5 the banking activity, right?</p> <p>6 A. Right.</p> <p>7 Q. But you're sort of the boots on the ground,</p> <p>8 maybe, in the warehouse of the furniture store at this</p> <p>9 point?</p> <p>10 A. Right.</p> <p>11 Q. And just to sort of map out the enterprise that</p> <p>12 Mr. Menaged has going on, there's a warehouse where</p> <p>13 there is furniture that is being stored, and there are</p> <p>14 retail locations that are selling furniture --</p> <p>15 A. Yes.</p> <p>16 Q. -- right?</p> <p>17 Is that a yes?</p> <p>18 A. Yes.</p> <p>19 Q. And then these retail locations have different</p> <p>20 names, like Scott's Fine Furniture and Furniture King</p> <p>21 and --</p> <p>22 A. Well, it was all Furniture King, and then he</p> <p>23 started switching the names after like, I don't know,</p> <p>24 six years.</p> <p>25 Q. Okay. But I mean there are different retail</p>	<p>11:16:30-11:17:24 Page 53</p> <p>1 Q. Okay. And then where is that furniture going</p> <p>2 to go?</p> <p>3 A. It goes to the customer. It goes to the</p> <p>4 warehouse and then it goes to the customer.</p> <p>5 Q. So is this an incident where we're basically</p> <p>6 fulfilling one, two, three or four orders for furniture?</p> <p>7 A. Basically, it would be a lot more than that,</p> <p>8 because like a -- it was -- and it could have been --</p> <p>9 what month was this?</p> <p>10 Q. This is September of 2013.</p> <p>11 A. September? I think we opened a store and that.</p> <p>12 So he would have to order for the whole store. Because</p> <p>13 that's a big number for Poundex. So that's probably he</p> <p>14 ordered a -- probably started a new store, so he had to</p> <p>15 order furniture for that to set up the whole, you know,</p> <p>16 floor.</p> <p>17 Q. Okay. And why use KEG Inspections and why not</p> <p>18 use a furniture account?</p> <p>19 A. He never gave me access to it.</p> <p>20 Q. And so who --</p> <p>21 A. I mean it was basically -- it was just easier</p> <p>22 for my wife to write the stuff out because she was down</p> <p>23 there at the warehouse with me.</p> <p>24 Q. Did you ever have a conversation with him about</p> <p>25 how this was supposed to work?</p>

<p>11:17:39-11:18:22 Page 54</p> <p>1 A. Getting a piece of, you know, how things were 2 supposed to work from him, it was not easy. It was 3 like, you know, basically, he kept just saying he was 4 going to come into the office and just, you know -- as 5 long as I was getting a paycheck I was like, okay, 6 whatever. 7 Q. And so did he tell you, what I want to do is 8 give you the money, you order the furniture, and then -- 9 A. No, that was just how it started, and it just 10 never... 11 Q. So there was no sort of, you know, discussion 12 on how to do this? 13 A. Really, no. 14 Q. Okay. 15 A. Basically the way it started is just like I 16 said, was, you know, I had people yelling at me, and, 17 you know, I wanted to be able to keep a job, so... 18 Q. And so you're now being -- is your salary still 19 the same for when you were doing inspections to when 20 you're running the Furniture King? 21 A. That's when it moved up to 2,700 a week. 22 Q. Okay. And that's for you and your wife? 23 A. Yes. 24 Q. And so somewhere buried in all of these 25 deposits --</p>	<p>11:19:42-11:20:24 Page 56</p> <p>1 your wife handled all of the transactions? 2 A. Yeah. 3 Q. But whenever I see furniture names, like on 9-6 4 there's a Lane Furniture -- 5 A. Uh-huh. That's a leather furniture company. 6 Q. Right. And then I see here on 9-17 it says 7 Southern Motion. That's another furniture company? 8 A. Another furniture company. 9 Q. And so -- 10 A. Those are very expensive furniture. 11 Q. Right. But all of those things, are we now 12 basically fulfilling orders -- 13 A. Yes. 14 Q. -- that have been -- or sales, right? 15 A. Yeah, they're already sold, basically. 16 Q. So I walk into a furniture store, one of 17 Scott's, and I say, I like that chair. He said, it will 18 take four to six weeks to purchase. And then we've got 19 to basically buy it from the wholesaler and have it 20 delivered? 21 A. Yeah, order it. Yeah. 22 Q. Okay. And then that's what we're seeing here, 23 essentially, is fulfilling those transactions? 24 A. Fulfilling the orders, yeah. Yeah. 25 Q. And your wife or you is somehow keeping track</p>
<p>11:18:35-11:19:27 Page 55</p> <p>1 A. Is a weekly, every Friday or -- was the 2,700 2 to me. 3 Q. Okay. So other than the 2,700 to you per week, 4 is there any other money that you were getting that was 5 for your benefit? 6 A. No. 7 Q. All of the rest of this money is to basically 8 run his furniture companies? 9 A. Yes. 10 Q. Okay. 11 A. Or run the -- you know, the construction, 12 because there was still some construction going on. 13 Q. And so your testimony is, is that it was not -- 14 it was a function of necessity to operate this way; it 15 wasn't because there was some sort of plan to do this? 16 A. No. Yeah, there was no plan. It was just, you 17 know, basically, I just wanted to keep my job, so I was 18 trying to figure it out, and I was hoping he wasn't 19 going to retire. 20 Q. Let's take a look at the next page. 21 A. What page are you on? 22 Q. I'm on Page 4. 23 A. Okay. 24 Q. Through the -- now, you may not be familiar 25 with these transactions, because I think you said that</p>	<p>11:20:34-11:21:30 Page 57</p> <p>1 of what orders need to be filled and how much money is 2 needed to buy this furniture? 3 A. Yes. 4 Q. Did the furniture companies care that the money 5 is coming from KEG Inspections? 6 A. Never said anything. 7 Q. Okay. So to your knowledge, no one ever said, 8 why are these funds -- 9 A. Why we -- yeah. Yes. 10 Q. Okay. There are also a lot of American Express 11 credit card payments. 12 A. Yes. 13 Q. How many American Express cards did KEG 14 Inspections have? 15 A. Three. 16 Q. Okay. And who had those cards? 17 A. Me, Richelle, and my daughter. 18 Q. What's your daughter's name? 19 A. Haley Griffin, or now it's -- I think she 20 switched it back to Moore. It was actually my wife's 21 daughter, and they wanted to write me out, so... 22 Q. So there's three American Express cards, and 23 there are a slew of other credit cards. 24 A. Yes. 25 Q. Did Scott have a KEG Inspections credit card?</p>

11:21:38-11:22:19	Page 58	11:28:56-11:29:36	Page 60
<p>1 A. No.</p> <p>2 Q. Did Scott have a KEG Inspections American</p> <p>3 Express card?</p> <p>4 A. No.</p> <p>5 Q. Did Scott have the ability to --</p> <p>6 A. Use my cards? No.</p> <p>7 Q. Okay.</p> <p>8 A. Oh, I'm sorry.</p> <p>9 Q. So none of the expenditures, even the personal</p> <p>10 expenses that you see in these KEG accounts, are not</p> <p>11 Scott's activities, right?</p> <p>12 A. Right.</p> <p>13 Well, it's for his companies, but, yeah, but</p> <p>14 not...</p> <p>15 Q. Well, I can understand if you're buying</p> <p>16 furniture for the furniture stores, that's for Scott's</p> <p>17 benefit, right?</p> <p>18 A. Yeah.</p> <p>19 Q. But if there are, you know, trips to Vegas or,</p> <p>20 you know, restaurants, that's not Scott essentially</p> <p>21 using the card --</p> <p>22 A. Right.</p> <p>23 Q. -- at those locations?</p> <p>24 A. Right.</p> <p>25 Q. Okay. And so your testimony is that Scott did</p>		<p>1 understand?</p> <p>2 A. Yes.</p> <p>3 Q. I'm going to show you what's been premarked as</p> <p>4 Exhibit No. 3. Do you recognize this?</p> <p>5 A. No.</p> <p>6 Q. Okay. Well, it appears to be a check from a</p> <p>7 KEG Inspections account to Poundex; do you see that?</p> <p>8 A. Uh-huh. Yes.</p> <p>9 Q. And do you know what Poundex is?</p> <p>10 A. Yes.</p> <p>11 Q. Poundex is a furniture manufacturer, correct?</p> <p>12 A. Yes.</p> <p>13 Q. Then it appears to be that someone wrote "Furn</p> <p>14 King" on top of the check; do you see that?</p> <p>15 A. Yes.</p> <p>16 Q. Is that your handwriting?</p> <p>17 A. No.</p> <p>18 Q. Is that your wife's handwriting?</p> <p>19 A. Yes. Well, maybe.</p> <p>20 Q. And then someone signed the check. Do you know</p> <p>21 whose signature that is?</p> <p>22 A. It doesn't look like Richelle's signature,</p> <p>23 but...</p> <p>24 Q. Is it your signature?</p> <p>25 A. No, it's not my signature.</p>	
11:22:33-11:28:43	Page 59	11:29:54-11:30:49	Page 61
<p>1 not have a KEG Inspections credit card, right?</p> <p>2 A. Yes.</p> <p>3 Q. And then, also, this bank account had two debit</p> <p>4 cards. Did Scott have one of the debit cards?</p> <p>5 A. No.</p> <p>6 Q. Okay. So who had the two cards?</p> <p>7 A. Me and Richelle.</p> <p>8 Q. Okay.</p> <p>9 A. There was a couple times on the American</p> <p>10 Express that he would call, and like if he wasn't</p> <p>11 around, he would ask me to buy it and he would pay me</p> <p>12 back.</p> <p>13 Q. So there's sometimes where you --</p> <p>14 A. Yeah, like to rent --</p> <p>15 Q. -- would advance --</p> <p>16 A. You know, get a hotel room or something like</p> <p>17 that, you know, book them.</p> <p>18 MR. ANDERSON: All right. Well, we've</p> <p>19 been going for about an hour. I'm going to take a break</p> <p>20 for our court reporter, and we'll start back up in a</p> <p>21 little bit.</p> <p>22 (A recess was taken.)</p> <p>23 BY MR. ANDERSON:</p> <p>24 Q. Mr. Griffin, we're back on the record. I'll</p> <p>25 let you know you're still under oath. Do you</p>		<p>1 Q. Okay.</p> <p>2 A. I didn't sign my name like that.</p> <p>3 Q. You've described that you needed to take over</p> <p>4 the fulfillment operations of the furniture stores.</p> <p>5 Would writing checks like this to purchase furniture be</p> <p>6 part of that job?</p> <p>7 A. Yes.</p> <p>8 Q. So if the bank statements show lots and lots of</p> <p>9 checks to furniture-related stores, that's what these</p> <p>10 would reflect; is that right?</p> <p>11 A. Yes.</p> <p>12 Q. I'm going to show you what's been marked as</p> <p>13 Exhibit No. 4. Do you recognize this check?</p> <p>14 A. Yes.</p> <p>15 Q. And what is it?</p> <p>16 A. It's to -- Superior is a furniture company that</p> <p>17 makes sofas.</p> <p>18 Q. Okay. So this is another check representing a</p> <p>19 payment for furniture; is that right?</p> <p>20 A. Yes.</p> <p>21 Q. And just so I understand, these payments to the</p> <p>22 furniture companies are only made after you have</p> <p>23 sufficient orders to be fulfilled; is that right?</p> <p>24 A. Yes.</p> <p>25 Q. So there isn't an instance where money is being</p>	

<p>11:31:09-11:32:31 Page 62</p> <p>1 advanced to these furniture companies for future 2 furniture to be ordered; is that right? 3 A. No. There is -- we would also have, you know, 4 supplies in the warehouse that wasn't, just so like if 5 someone would come in and wanted a bed set real quick, 6 you know, yeah, we have it in stock, we can deliver it 7 to you tomorrow, you know. 8 Q. Right. But -- and there was a lot of furniture 9 in the warehouse when the receiver took control of that 10 furniture, but most of the stuff in the warehouse was 11 the high-volume selling stuff -- 12 A. Right. 13 Q. -- that you may have needed in stock, right? 14 A. Yes. 15 Q. I'm going to show you what's been marked as 16 Exhibit No. 5. Exhibit 5 is another check to Poundex 17 with a different signature. Is that your signature? 18 A. Yes. 19 Q. And were these checks mailed to Poundex? 20 A. No, I would give them to the drivers when they 21 showed up with the furniture. 22 Q. So this is like a cash on delivery thing? 23 A. Yeah. Yes. 24 Q. Mr. Griffin, I'm going to take some of the 25 exhibits in front of you, because we're going to start</p>	<p>11:34:17-11:35:06 Page 64</p> <p>1 Q. And in addition to these wire transfers, there 2 are cash deposits, including, if you look on May 2nd, 3 2014, there's a counter credit for 43,326; do you see 4 that? 5 A. Yes. 6 Q. Was that a cashier's check or a cash deposit? 7 Do you know? 8 A. I could not tell you. 9 Q. Okay. And the next one there is an ATM deposit 10 of \$12,700; do you see that? It's on 5-5-14. 11 A. Yes. 12 Q. Was that a cash deposit? 13 A. You would have to talk to Richelle about that. 14 I'm not sure. 15 Q. Other than money coming into KEG from Scott's 16 companies, were there other clients that KEG Inspections 17 had? 18 A. A couple other, yeah. 19 Q. Is that a yes? 20 A. Yes. 21 Q. And so if I were to ask you on a percentagewise 22 how many -- how much business you did with Scott versus 23 other people, would it be 85 Scott, 15 other people; or 24 would it be 99 Scott and 1 percent other people? 25 A. 99 Scott. That was basically what he paid me</p>
<p>11:32:52-11:34:02 Page 63</p> <p>1 getting stacked up with lots of paper. So we'll put 2 them over here, because at the end of the exam the court 3 reporter will take all the paperwork. 4 So I'm going to show you Exhibit No. 7. This, 5 again, is a bank statement from KEG Inspections, and 6 this one is for May 2014. And the reason I'm showing 7 you this one is that it's a little easier to follow in 8 terms of the activity in the account. So if you can 9 turn to Page 3. 10 A. Okay. 11 Q. So you'll see on Page 3 these are the -- Page 3 12 and 4 contain all of the deposits into the account. Do 13 you see that? 14 A. Uh-huh. Yes. I'm sorry. 15 Q. And as you can see, the overwhelming majority 16 of the deposits into the account are wire transfers from 17 Arizona Home Foreclosures. Do you see that? 18 A. Oh. Yes. 19 Q. Were you aware that the money that was being 20 delivered to KEG Inspections was from Arizona Home 21 Foreclosures? 22 A. I don't recall. Probably. Yes. I mean 23 because he would basically pay me out of one of his -- 24 you know, that's how I got paid when I was getting my 25 checks.</p>	<p>11:35:19-11:36:33 Page 65</p> <p>1 the salary for, is because he wanted me to himself, 2 so... 3 Q. So when we see deposits into the account, when 4 I can't see what they are, are they most likely from 5 Scott? 6 A. Yes. 7 Q. Okay. And we've already talked about Scott 8 paid you from wire transfers from his businesses? 9 A. Uh-huh. Yes. 10 Q. He paid you in -- sometimes said, here, take 11 some cash from Furniture King and put it into your 12 account, right? 13 A. Yes. 14 Q. Is there any other ways in which you recall 15 getting money from Scott? 16 A. No. 17 Q. And then I assume from what your earlier 18 testimony is, is that when you see withdrawals and 19 electronic transfers from the KEG account, all those 20 were done by your wife; is that right, your ex-wife? 21 A. Yes. 22 Q. Would it be fair to say that you also used the 23 KEG Inspections account for some of your personal 24 expenses? 25 A. Yes.</p>

<p>11:36:49-11:38:35 Page 66</p> <p>1 Q. How could you know how much money in the 2 account was Scott's deposits for, you know, home 3 foreclosures or furniture purchases versus which money 4 was yours to be used for your living expenses? 5 A. Richelle told me everything. 6 Q. So Richelle, your ex-wife, kept track of how 7 much in the account was yours versus Scott's? 8 A. Right, because she would call me and tell me I 9 need to slow down, like the money on our side was 10 getting low. 11 Q. Okay. So when you say slow down, meaning stop 12 spending money -- 13 A. Yeah. 14 Q. -- because we're out? 15 A. Because we needed a check coming in. 16 Q. Okay. And so when you say we need a check 17 coming in, that's we need Scott to give us more money 18 because we're out? 19 A. It's all we had. Basically, we had to wait 20 until Friday to get paid. 21 Q. Okay. 22 A. Or, we're tight this week. Go get a side job. 23 Q. I'm going to show you the next document we've 24 marked as an exhibit. It's marked as 15, but I think 25 that will change as we finalize the transcript.</p>	<p>11:40:18-11:41:11 Page 68</p> <p>1 A. No, no. 2 Q. -- Glendale and Phoenix all -- 3 A. Yeah, that's -- 4 Q. -- in the same day, right? 5 A. I'm sorry. 6 No. 7 Q. Okay. So you're -- the people who are there 8 helping you with the home remodeling are buying stuff at 9 Home Depot, and you're having to approve their sales? 10 A. Yes. 11 Q. Okay. And so when we -- 12 A. Or give them the credit card over the phone. 13 Q. Okay. Home Depot is like -- gets an enormous 14 amount of money from KEG Inspections. 15 A. Yeah. 16 Q. Why is that? 17 A. It's basically because we're remodeling five 18 homes a week. I mean we're just burning and turning. 19 Q. And so if anyone has alleged that, you know, 20 you devised some way to have Home Depot hold a bunch of 21 money for you, they would just be completely wrong? 22 A. Right. Yes. 23 Q. There's no grand conspiracy that your former 24 employer, which was Home Depot, was in -- you know, is 25 sheltering money for you, right?</p>
<p>11:38:56-11:40:13 Page 67</p> <p>1 Mr. Griffin, I'm showing you what's now marked 2 as Exhibit 15, which is another bank account statement 3 from KEG Inspections. This account statement is from 4 January of 2015. 5 Just like the other statements were, I mean the 6 first page shows the various deposits into the account, 7 with the overwhelming majority coming from Arizona Home 8 Foreclosures. 9 I have a question about some of the activity 10 that's represented on Page 11 of the bank statement. 11 You've said that either you or your wife had the debit 12 card for this Bank of America account; is that right? 13 A. Yes. 14 Q. If you look towards the bottom of that page, 15 you'll see on January 30th, 2015, somebody is going to 16 one, two, three, four, five -- well, at least four -- 17 well, four different Home -- well, maybe three different 18 Home Depots all around the valley in one day, maybe at 19 different times. 20 A. Well, basically, the guys that work for me, 21 they would call. Home Depot would call me for a credit 22 card if they needed it, you know, for a different job. 23 Q. That's why we take the deposition. 24 So you're not magically in Scottsdale, 25 Peoria --</p>	<p>11:41:39-11:42:53 Page 69</p> <p>1 A. No. 2 Q. And you used to work at Home Depot, right? 3 A. Yes. 4 Q. Okay. I'll show you what's marked as 5 Exhibit 16. Exhibit 16 is the March 2015 Bank of 6 America statement for KEG Inspections. Again, you're 7 seeing similar deposits into the account from Arizona 8 Home Foreclosures. 9 This account, though, has a unique withdrawal 10 that only shows up at least once I've seen. On Page 5 11 there's a wire transfer out of the account for the 12 benefit of a Charles Moore Kelly or Kell; do you see 13 that? 14 A. Okay. 15 Q. Do you know what that is? 16 A. Most likely, for a tile job on one of the 17 houses, because that's who -- that's Richelle's dad. He 18 did our tile for us. 19 Q. And what's Richelle's dad's name? 20 A. Charles Moore. 21 Q. Did he have a tile company? 22 A. Yes. 23 Q. And what was the name of the tile company? 24 A. C-Moore Tile. 25 Q. I've also noticed, going through the various</p>

11:43:04-11:44:20	Page 70	11:45:43-11:47:05	Page 72
<p>1 documents in this case, that there's a property called</p> <p>2 Mountain View.</p> <p>3 A. I was just getting ready to say that's probably</p> <p>4 the Mountain View property.</p> <p>5 Q. And what was the Mountain View property?</p> <p>6 A. Basically, it was a -- we leveled it and built</p> <p>7 a new one. Because we all met at the house and Scott</p> <p>8 bought it. He said, we want to tear the roof off of</p> <p>9 this thing and build it up. It was so choppy, you know.</p> <p>10 We just kept tearing down walls and stuff and it's like</p> <p>11 this house is just ugly. The neighbors complained about</p> <p>12 it and everything.</p> <p>13 So there was like two walls standing because we</p> <p>14 were trying to get grandfathered in, you know, so we</p> <p>15 didn't have to do anything. But I said, just level it.</p> <p>16 So we leveled it. I had to -- redesigned it and built</p> <p>17 it. And basically, you know, basically turned a four --</p> <p>18 I mean it's a beautiful house now, so...</p> <p>19 Q. Is this a house that Scott wanted to live in?</p> <p>20 A. No, he just -- basically, he bought it to give</p> <p>21 his wife and her mom something to do. So they would</p> <p>22 kind of -- I had to deal with this stuff. They would</p> <p>23 come in. They would say this. And I would tell them</p> <p>24 why that might be a back East thing. That's not here.</p> <p>25 You know, people don't do that here. You know, we're</p>		<p>1 Q. Do you recall, though, this house started with</p> <p>2 the same sort of purchasing it through a foreclosure?</p> <p>3 A. No, he bought it from -- I think he bought it</p> <p>4 from Chris Eyemann.</p> <p>5 Q. Okay. But his purpose was to rehab it and</p> <p>6 resell it?</p> <p>7 A. Right.</p> <p>8 Q. And then as he started the rehab, he had to do</p> <p>9 a lot more than he ever expected?</p> <p>10 A. Yes.</p> <p>11 Q. So if you look at this bank statement again,</p> <p>12 you see on March 9th --</p> <p>13 A. What page are you looking at, Buddy?</p> <p>14 Q. Now Page 7.</p> <p>15 You see another Home Depot magical trip, where</p> <p>16 in one day somebody's at Peoria, Phoenix, Gilbert,</p> <p>17 Avondale and Scottsdale. But that, again, is what --</p> <p>18 A. Yeah.</p> <p>19 Q. Your workers are at these locations, and they</p> <p>20 are calling in to approve the sales; is that right?</p> <p>21 A. Yes.</p> <p>22 Q. I'm going to show you what's marked as</p> <p>23 Exhibit 17. Exhibit 17 is a copy of a check from the</p> <p>24 KEG Inspections account dated March 13th of 2015. We</p> <p>25 don't know who this is, C & S or CTS, on the payee line</p>	
11:44:34-11:45:25	Page 71	11:47:30-11:48:59	Page 73
<p>1 trying to sell this house. And it's on a busy street.</p> <p>2 And so, basically, they got to pick out all</p> <p>3 the, you know, fans and stuff like that. And then they</p> <p>4 finally just, you know, got out of it to where I could</p> <p>5 just, you know, finally finish the house.</p> <p>6 Q. So we've seen a lot of expenses for this house,</p> <p>7 more than the usual. That's because it was a --</p> <p>8 A. Oh, yeah, because it was leveled. Yeah, it was</p> <p>9 brand-new.</p> <p>10 Q. All right. And let's try not to talk over each</p> <p>11 other.</p> <p>12 A. Sorry.</p> <p>13 Q. I know that I'm giving you questions that you</p> <p>14 know the immediate answer to, but...</p> <p>15 And so you say that the house project was</p> <p>16 something that would keep Francine and his mother busy,</p> <p>17 you said?</p> <p>18 A. Her mother.</p> <p>19 Q. Oh, okay. Francine's mother.</p> <p>20 A. Uh-huh.</p> <p>21 Q. And is that Ms. Lipari? Do you know what her</p> <p>22 name was?</p> <p>23 A. It's Jo. Jo Bar -- Sal Baratto. No, that's</p> <p>24 not it. I don't remember. It started with a B,</p> <p>25 Baratto.</p>		<p>1 of the check. Do you have any recollection?</p> <p>2 A. I want to say it's one of the people we had at</p> <p>3 the job on Mountain View. I think it was a plumber. I</p> <p>4 could call my cousin and find out.</p> <p>5 Q. Well, how would your cousin know?</p> <p>6 A. He helped. He was the -- helped me build this</p> <p>7 house.</p> <p>8 Q. And whose signature is this on the check?</p> <p>9 A. That's Richelle.</p> <p>10 Q. Let me show you what's marked as Exhibit 18.</p> <p>11 Now, Mr. Griffin, Exhibit 18 is the March 1st, 2017</p> <p>12 statement for KEG Inspections, and if you look at the</p> <p>13 bank statement, this is where you start to see activity</p> <p>14 that never shows up in KEG before or, you know --</p> <p>15 If you look at the deposits in March of 2017,</p> <p>16 you start to see mobile e-mail transfers from Scott</p> <p>17 Menaged directly into this account.</p> <p>18 Do you know what this was all about?</p> <p>19 A. No. It's probably just another way for Scott.</p> <p>20 Now, the 1,700 was my pay then. So that was -- like on</p> <p>21 March 6th, that's when my pay -- I mean my pay got</p> <p>22 dropped way before then, but I got dropped down to</p> <p>23 1,700.</p> <p>24 Q. And why did it get dropped?</p> <p>25 A. Because he said he couldn't afford it.</p>	

11:49:16-11:50:20 Page 74	11:51:52-11:52:54 Page 76
<p>1 Q. Okay. But now do you -- did he ever tell you</p> <p>2 I'm going to start putting my own money into your</p> <p>3 account?</p> <p>4 A. No.</p> <p>5 Q. And if you -- you can see on March 16th and</p> <p>6 17th, these are weird small amounts, you know, \$200,</p> <p>7 \$100, \$300.</p> <p>8 No recollection of why that's happening?</p> <p>9 A. I think, because if you look up, it's -- he was</p> <p>10 bouncing stuff, checks, and my wife got mad at him. So</p> <p>11 he would pay all the bounce fees.</p> <p>12 Q. Okay. So these up here are bounced checks?</p> <p>13 A. Yeah.</p> <p>14 Q. You can see the return items above.</p> <p>15 A. Yeah. So, you know, it was all the bounced</p> <p>16 checks. That's when I knew we were in trouble.</p> <p>17 Q. Okay. But just glancing at the bounced checks,</p> <p>18 these amounts aren't going to square with all the money</p> <p>19 he's putting in.</p> <p>20 A. Yeah, you would have to talk to Richelle about</p> <p>21 it.</p> <p>22 Q. If you look at the withdrawals in the same</p> <p>23 month, do you see a payment on -- now we're on Page 4.</p> <p>24 You see payments to Synchrony Bank on behalf of a Roger</p> <p>25 Griffin. On March 6th it's Synchrony Bank, Roger</p>	<p>1 A. Yes.</p> <p>2 Q. I'm going to show you what's marked as</p> <p>3 Exhibit 19.</p> <p>4 So my client is a forensic accountant, and so</p> <p>5 what he did, as you may be aware, is that he subpoenaed</p> <p>6 all of your bank accounts, your personal accounts and</p> <p>7 your KEG Inspections account from December of 2010 all</p> <p>8 the way until March of 2018. So what I'm showing you</p> <p>9 here is a summary of all the sources and the uses of the</p> <p>10 cash that flowed through your bank accounts.</p> <p>11 A. Okay.</p> <p>12 Q. The majority is through the KEG Inspections</p> <p>13 account, but this also includes your personal bank</p> <p>14 accounts and your wife's separate account and even some</p> <p>15 accounts for Haley and Kaleb Griffin. Of course, but</p> <p>16 those amounts aren't significant.</p> <p>17 A. Okay. That was the one I was telling you</p> <p>18 about, the Tooth Fairy money from Kaleb and Jesse.</p> <p>19 Q. Right.</p> <p>20 And so just so I can understand who everybody</p> <p>21 is, who is Chris Griffin?</p> <p>22 A. My brother.</p> <p>23 Q. Okay. And then Don Griffin?</p> <p>24 A. Brother.</p> <p>25 Q. Erika Griffin Photography?</p>
11:50:40-11:51:34 Page 75	11:53:04-11:54:07 Page 77
<p>1 Griffin. Do you know who that is?</p> <p>2 A. Yeah. That's my father.</p> <p>3 Q. Did he have a credit card?</p> <p>4 A. No, that's my -- he cosigned. I think it was</p> <p>5 he cosigned one of my cars so I could get finance for</p> <p>6 it.</p> <p>7 Q. And are you -- so he's on the loan for that</p> <p>8 Synchrony Bank loan?</p> <p>9 A. Yes.</p> <p>10 Q. And so are these payments to Roger or to</p> <p>11 Synchrony Bank, from your understanding?</p> <p>12 A. To Synchrony Bank.</p> <p>13 Q. And you --</p> <p>14 A. She would start paying different amounts.</p> <p>15 That's why you see different amounts, is it depended on</p> <p>16 what cash we had. She would pay like a couple times a</p> <p>17 month to the -- like for the car loan, just to try to</p> <p>18 keep up, you know.</p> <p>19 Q. Okay.</p> <p>20 A. Like send a couple different amounts every week</p> <p>21 or whatever to, you know, try to make sure we got the</p> <p>22 car payment done.</p> <p>23 Q. So the loan wouldn't go in default --</p> <p>24 A. Yeah, right.</p> <p>25 Q. -- and then they would repossess the car?</p>	<p>1 A. That's my brother's wife.</p> <p>2 Q. And then Haley Griffin is your wife's daughter</p> <p>3 or your daughter as well?</p> <p>4 A. Yeah. Yes.</p> <p>5 Q. And those are -- you can see them as related</p> <p>6 parties, because we don't know who, really, they are,</p> <p>7 but the deposits and the withdrawals there are set</p> <p>8 forth.</p> <p>9 And then you have a category on the page for</p> <p>10 all of the accounts that are related to Scott Menaged;</p> <p>11 and if you notice at the very bottom, the number that</p> <p>12 just jumps off the page is that a total of \$9,375,000</p> <p>13 was paid into these various accounts from Mr. Menaged's</p> <p>14 various companies. Do you see that?</p> <p>15 Well, you've turned to Page 2. So I'm showing</p> <p>16 you still Page 1 up here.</p> <p>17 A. Oh, okay.</p> <p>18 Q. Does that surprise you?</p> <p>19 A. No.</p> <p>20 Q. Okay. And then when we get down to purchases,</p> <p>21 you'll see furniture purchases of \$2,088,000. Do you</p> <p>22 see that?</p> <p>23 A. Oh, okay.</p> <p>24 Q. Does it surprise you that over 2 million of the</p> <p>25 9 million was used for furniture?</p>

<p>11:54:27-11:55:31 Page 78</p> <p>1 A. Over how many years?</p> <p>2 Q. Well, it's from 2010 to 2018.</p> <p>3 A. That's probably about right. I mean I don't</p> <p>4 see why it wouldn't be.</p> <p>5 Q. And then if we go down to the other</p> <p>6 miscellaneous deposits and disbursements, I want to ask</p> <p>7 you some questions about them.</p> <p>8 A. Okay.</p> <p>9 Q. There's \$129,000 of social security income</p> <p>10 that's paid into your account, your wife's account. Do</p> <p>11 you know what that's from?</p> <p>12 A. My wife's disability.</p> <p>13 Q. How is she disabled?</p> <p>14 A. She has something with her brain. She has to</p> <p>15 take this medication, sort of like an aneurysm, and,</p> <p>16 basically, they had to pay the -- it's like -- I forget</p> <p>17 how much it is a month for the pills she has to take</p> <p>18 every day.</p> <p>19 Q. Do your children get any social security</p> <p>20 income?</p> <p>21 A. I just found that out yesterday or -- not</p> <p>22 yesterday. Last week. No. I'm trying to -- my days</p> <p>23 are running together right now.</p> <p>24 About a month ago I found out that, because</p> <p>25 Richelle didn't want anything to do with the boys</p>	<p>11:57:05-11:58:11 Page 80</p> <p>1 Q. When did you sell it?</p> <p>2 A. A couple years ago. I can't recall. Maybe</p> <p>3 three years ago.</p> <p>4 Q. Next you'll see the Charles Moore Kelly. We</p> <p>5 think we looked at that wire transfer?</p> <p>6 A. Uh-huh.</p> <p>7 Q. And that you think is a payment for tile work,</p> <p>8 right?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. We then see payments of 82,000 to CTS,</p> <p>11 which is that entity I showed you the check for, but we</p> <p>12 couldn't figure out what it is. Does this -- it's</p> <p>13 probably not the plumber --</p> <p>14 A. Yeah, this --</p> <p>15 Q. -- since it's 82,000.</p> <p>16 So do we have any idea what that is?</p> <p>17 A. I have no clue.</p> <p>18 Q. We've got our hardware stores and Home Depot,</p> <p>19 we spent 766,000 there. And then we have</p> <p>20 property-related expenses of 825,000 that comes down</p> <p>21 later. And then we've got a list of credit card and</p> <p>22 loan payments.</p> <p>23 Are any of these credit card or loan payments</p> <p>24 for the benefit of Mr. Menaged?</p> <p>25 A. No.</p>
<p>11:55:47-11:56:38 Page 79</p> <p>1 anymore, so she said -- I said, well, you need to start</p> <p>2 paying me child support because that's, you know,</p> <p>3 something that, you know -- because we're supposed to be</p> <p>4 50/50 and you're supposed to take them half the time,</p> <p>5 you know, every other week.</p> <p>6 And she said, well, I already get 270 from the</p> <p>7 State for them. I'm like, what? You mean all this time</p> <p>8 they've been living with me the whole time and you're --</p> <p>9 so I was a little bit pissed about that, but -- you</p> <p>10 know, I'm struggling my ass off and, you know, this</p> <p>11 is --</p> <p>12 Q. What do they get State assistance for? Do you</p> <p>13 know?</p> <p>14 A. I don't know.</p> <p>15 Q. Okay. There's \$19,000 deposited into the</p> <p>16 account from DenSco. Does that probably reflect those</p> <p>17 jobs --</p> <p>18 A. Those jobs, yeah.</p> <p>19 Q. -- you did directly for DenSco?</p> <p>20 A. Yeah. Yes. Yes. Sorry.</p> <p>21 Q. There's \$17,000 for boat repair and storage.</p> <p>22 Did you ever own a boat?</p> <p>23 A. Yes.</p> <p>24 Q. What happened to it?</p> <p>25 A. I sold it.</p>	<p>11:58:23-11:59:23 Page 81</p> <p>1 Q. So these were all your credit cards and loan</p> <p>2 payments?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Are you aware that in the criminal case,</p> <p>5 that an affidavit was presented by the government that</p> <p>6 says that -- and I'm going to read it to you, so you can</p> <p>7 tell me if it's right or wrong.</p> <p>8 Now, this is not an affidavit that I had</p> <p>9 anything to do with, but I just -- it was filed in the</p> <p>10 criminal case by the special agent for Homeland</p> <p>11 Security.</p> <p>12 It says, The investigation determined Menaged</p> <p>13 had wired or electronically transferred millions of</p> <p>14 dollars to the bank accounts in the names of friends and</p> <p>15 family members. Between 2013 and the present, Menaged</p> <p>16 transferred by wires and checks approximately</p> <p>17 5.3 million traceable proceeds from DenSco to an account</p> <p>18 of Bank of America controlled by a close friend and</p> <p>19 associate of Menaged. Once the funds were transferred</p> <p>20 by Menaged to his associate, the funds were used to pay</p> <p>21 Menaged's personal and business expenses.</p> <p>22 Had you ever heard about that before?</p> <p>23 A. Yeah. That's why they were talking to me</p> <p>24 about -- you know, Homeland Security.</p> <p>25 Q. And they have identified that the funds were</p>

<p>11:59:34-12:00:39 Page 82</p> <p>1 used to pay Menaged's personal and business expenses; 2 but what you've told me today, essentially, is that 3 there are really no Menaged's personal expenses? 4 A. Personal, yeah. 5 Q. It's all business-related? 6 A. Business and -- oh, sorry. 7 Q. So we're going to clean up that testimony a 8 bit, because it's just important. 9 So what you've testified to today is that all 10 of the money that we see flowing through to the KEG 11 Inspections accounts were for Mr. Menaged's business 12 expenses, not personal, right? 13 A. Yes. 14 Q. Okay. And I'm just going to ask you some 15 general questions. I may have touched on some of these 16 issues before, but I'm just going to try to make it 17 clean, so let me finish my question before you answer. 18 Are you holding any money or any property or 19 any assets of any kind for Scott Menaged? 20 A. No. 21 Q. Are you holding any money, property or assets 22 of any kind for Mr. Menaged's benefit? 23 A. No. 24 Q. Are you holding any assets, property for 25 Mr. Menaged's children?</p>	<p>12:02:01-12:02:48 Page 84</p> <p>1 so he said, I will get out and -- basically. 2 Q. So after he got indicted, he told you it was 3 all lies? 4 A. Yeah. 5 Q. How did he tell you that? 6 A. Huh? 7 Q. How did he tell you that? 8 A. He just said that -- oh, you mean after he got 9 arrested? 10 Q. Yeah. 11 A. Oh. I think it was a phone call. He said 12 that can you believe this stuff, you know, from jail. 13 So they should have a recording of it. Actually, I know 14 they do, because they called -- my attorney called me 15 and said don't be talking to him. 16 Q. Okay. So did you ever go down and meet him 17 personally in jail? 18 A. No. 19 Q. And so you -- and you've never done that? 20 A. No. 21 Q. So the only communication that you had with him 22 after he was indicted was phone calls from him to you 23 when he was incarcerated; yes? 24 A. Yes. And I think it was most -- most was three 25 phone calls.</p>
<p>12:00:43-12:01:50 Page 83</p> <p>1 A. No. 2 Q. Are you holding any money or property for 3 Mr. Menaged's father? 4 A. No. 5 Q. Are you holding any money or property for 6 Mr. Menaged's mother? 7 A. No. 8 Q. Are you holding any property or money for 9 Mr. Menaged's children? 10 A. No. 11 Q. And you've already testified that KEG 12 Inspections' bank account and business activity has 13 ceased; is that right? 14 A. Yes. 15 Q. Did you ever have any ownership in any of 16 Mr. Menaged's businesses? 17 A. No. 18 Q. Did he have any ownership in KEG Inspections? 19 A. No. 20 Q. Did Mr. Menaged ever tell you that he was 21 defrauding Mr. Chittick and DenSco? 22 A. No. 23 Q. Did he ever tell you after he had been indicted 24 what had happened? 25 A. No. He said that it was all a bunch of crap,</p>	<p>12:03:13-12:04:12 Page 85</p> <p>1 Q. And did you -- did he ever tell you anything 2 about the fraud that he was operating with respect to 3 the furniture stores and the credit they were offering? 4 A. No. 5 Q. Who was in charge of the credit part of the 6 Furniture King business? 7 A. Veronica. 8 Q. That's Veronica Castro? 9 A. Uh-huh. 10 Q. And, generally, what did she do? 11 A. She basically wrote all the checks and stuff 12 from, you know, paying people. She used to pay me. 13 You know, what's funny is, I always -- someone 14 told me she was corrupt, and so I told that to Scott, 15 because she worked for another home thing and I guess 16 she took some money from them. And I told that to 17 Scott, and he wouldn't -- he didn't do anything. He 18 like blew it off. And I was like, really, you want -- 19 and now I realize why. 20 Q. When you say now you realize why, what does 21 that mean? 22 A. Well, because they arrested her for, you 23 know -- they were, I guess, using dead people's credit 24 and stuff like that. They arrested four different 25 people.</p>

<p>12:04:27-12:05:55 Page 86</p> <p>1 Q. Well, that is the allegation, that essentially 2 Furniture King was using the credit -- was basically 3 making fake credit applications for recently deceased 4 people to make it appear that they were buying furniture 5 they weren't purchasing. 6 A. Yes. 7 Q. When did you first learn about that? 8 A. From Homeland Security. I figured something 9 was going down, because Scott called me to his office 10 down on, I want to say it was Central, right above the 11 Attorney's Office, the State Attorney. Basically, he 12 called me in and said, I need you to do something for 13 me. And I said, what's up? And he said, I need you to 14 break into Furniture King and basically make a police 15 report of it. And I says, I'm not going to do that. 16 You know, it's basically a fake police report. And I 17 said, I'm not going to do that. He said, okay. 18 So then I figured something's up, and that was 19 about a month before all this went down. 20 Q. Did he tell you that you would have to go 21 destroy records or do anything like that? 22 A. He didn't tell me that. He just said he needed 23 a break-in. 24 Q. Okay. Did he have -- I mean when did you first 25 learn that Mr. Chittick had committed suicide?</p>	<p>12:08:11-12:09:32 Page 88</p> <p>1 Q. And this was after 2017? 2 A. No, this was early, like '16, I think. 3 Q. So when the time -- 4 A. '15 or '16, yeah. 5 Q. So when you are asked to come to the warehouse 6 because Mr. Chittick is coming and he's worried that it 7 could get physical, you are no longer at the warehouse 8 on a day-to-day basis? 9 A. I'm trying to think if I was working or if I 10 had stopped in. I want to say I was working in the 11 warehouse that day. 12 Q. Okay. Well, that is -- you know, we sort of 13 identify that as, you know, July of 2016. 14 A. Okay, yeah. Yes. 15 Q. So sometime after July of 2016 is when you get 16 replaced by Sal? 17 A. Somewhere right -- I'm thinking, yes. I can 18 tell you it was -- it was when Sal was basically 19 cheating on his wife, so he had to make Sal another job 20 because he couldn't keep it down with the girl that 21 was -- so that's why he brought him to the warehouse, 22 told his mother-in-law that he fired him. 23 Q. Well, now you completely lost me. I'm not sure 24 it's relevant, but we'll -- 25 At some point --</p>
<p>12:06:18-12:07:49 Page 87</p> <p>1 A. I think Scott called me that day. 2 Q. Okay. What did he tell you? 3 A. He said, can you believe that he hung himself? 4 And, you know, basically, you know, his kids are the 5 one -- you know, the kids found him and... 6 Q. I mean eventually, before Mr. Menaged is 7 indicted and incarcerated, the DenSco fraud comes to 8 light. 9 Did he ever tell you anything about what he had 10 done with DenSco and how it was or wasn't a fraud? 11 A. You know, Lou used to come in and told Sal 12 about that Scott was doing double loans on a house, you 13 know, on a couple of them. And, you know, Sal told me 14 that. I'm like, no. And then, sure enough, it was. 15 Lou liked to talk, so that's why I didn't believe it 16 anyway, but... 17 Q. Well, who is Sal? 18 A. Sal is the guy that was managing the store 19 after -- basically, I left because Sal needed a -- 20 basically, Sal was general manager -- or manager of one 21 of the stores, and that was his father-in-law. Or not 22 father-in-law. Yeah, father-in-law. That was his 23 wife's dad. So then he brought Sal into the warehouse 24 and Sal managed the warehouse. He put me back in the 25 construction.</p>	<p>12:09:43-12:10:44 Page 89</p> <p>1 A. That's why he took over the -- went down to the 2 warehouse and managed it, but I couldn't manage with 3 him. He's -- 4 Q. At some point Furniture King, Scott's Fine 5 Furniture, they all disappear and a new company starts 6 called American Furniture. Are you familiar with that? 7 A. Yes. Yes. The one on 59th and Bell? 8 Q. Yeah. 9 Did you have a -- did you work for him then? 10 A. Yes, I worked for him. I don't know if I was 11 in the furniture or the construction business. That's 12 when Veronica had an office and they were partnering up 13 on that store, I think. 14 Q. And did you ever -- when's the last time you 15 talked to Veronica? 16 A. Not even after the indictment. I haven't 17 talked to her at all, I don't think. 18 Q. Okay. Well, at some point she's arrested. I 19 think then she's released from jail. Do you talk to her 20 after her release? 21 A. No. I don't really care for her. 22 Q. Did you ever travel internationally with Scott? 23 A. To Mexico. 24 Q. What did you -- was it a pleasure trip? 25 A. Yes.</p>

<p>12:10:51-12:11:47 Page 90</p> <p>1 Q. At any time, did he make any financial 2 transactions or deposit money down there that you're 3 aware of? 4 A. Not that I'm aware of. 5 Q. Okay. Has he ever told you that he's put money 6 overseas to -- when he gets out, he'll be able to tap 7 into it? 8 A. No. 9 Q. Has he ever asked you for a loan? 10 A. No. 11 Q. Has he ever told you what he's going to do, you 12 know, after -- 13 A. He said that -- well, basically, he said that 14 he needed to -- that he was talking about shutting 15 everything down and he needed to make sure him and his 16 wife were taken care of. So he had to stop losing 17 money. So it was like, well, does that mean I need to 18 start looking for a new job? And he said, we'll see 19 what happens. 20 Q. When; what time was that? 21 A. This was pretty much like every other month. 22 That's what I was drinking so much for, because the 23 conversation would be the same every night. It was all 24 about his wife. And then, you know, I had to listen to 25 it because, you know, I wanted to make sure I still had</p>	<p>12:14:09-12:14:20 Page 92</p> <p>1 sign? 2 THE WITNESS: I'm sorry? 3 MR. ANDERSON: Do you want to review your 4 testimony and sign your transcript? I believe we have 5 to ask that now, given the new rules. 6 MR. FINCH: You also have the opportunity 7 you can waive reading, if you choose to. 8 THE WITNESS: What do you think? 9 MR. FINCH: Do you want to read back to 10 make sure that she recorded your answers correctly? 11 THE WITNESS: Oh, no. That's okay. 12 MR. ANDERSON: All right. Then we are 13 done. 14 (The 2004 examination concluded at 15 12:14 p.m.) 16 17 18 (Signature waived.) 19 _____ 20 KELLY EUGENE GRIFFIN 21 22 23 24 25</p>
<p>12:12:03-12:14:02 Page 91</p> <p>1 a job. 2 Q. Are you aware at some point Scott started 3 putting money into your wife's personal account? Are 4 you familiar with that? 5 A. No. I didn't even know my wife -- when was the 6 personal account? 7 Q. The month of the indictment, so in May of 2017 8 Scott begins to wire and deposit money directly into 9 your wife's personal Bank of America account. 10 A. How much? 11 Q. Thousands. 12 A. I didn't even know my wife had a personal bank 13 account. 14 Q. Okay. If you'll give me a second, we'll go off 15 the record. I'll look through my notes, see if I have 16 any other questions, but that should be it. 17 MR. ANDERSON: We'll go off the record. 18 (A recess was taken.) 19 MR. ANDERSON: Mr. Griffin, we're back on 20 the record. I reviewed my notes, and I don't have any 21 additional questions. So this will conclude -- unless 22 counsel wants to put anything on the record, this will 23 conclude your 2004 examination. 24 THE WITNESS: Okay. 25 MR. ANDERSON: Do you want to read and</p>	<p>KELLY EUGENE GRIFFIN 12/13/2018 Page 93</p> <p>1 STATE OF ARIZONA) 2 COUNTY OF MARICOPA) ss. 3 4 BE IT KNOWN that the foregoing 2004 5 examination was taken before me, JODY L. LENSCHOW, RMR, 6 CRR, Certified Reporter No. 50192 for the State of 7 Arizona, and by virtue thereof authorized to administer 8 an oath; that the witness before testifying was duly 9 sworn by me; that the questions propounded by counsel 10 and the answers of the witness thereto were taken down 11 by me in shorthand and thereafter transcribed under my 12 direction; that a review of the transcript by the 13 witness was waived; that the foregoing pages contain a 14 full, true, and accurate transcript of all proceedings 15 and testimony had, all to the best of my skill and 16 ability. 17 I FURTHER CERTIFY that I am not related to nor 18 employed by any of the parties hereto and have no 19 interest in the outcome thereof. 20 DATED at Phoenix, Arizona, this 26th day of 21 December, 2018. 22 23 24 _____ 25 JODY L. LENSCHOW, RMR, CRR Certified Reporter Certificate No. 50192</p>

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